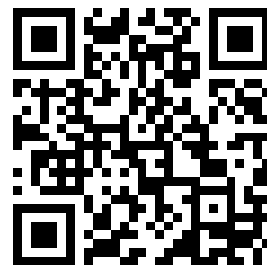

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ARCHIVES OF MARYLAND

LXV

PROCEEDINGS

OF THE

PROVINCIAL COURT OF MARYLAND

1670/1-1675

COURT SERIES

(10)

PUBLISHED BY AUTHORITY OF THE STATE UNDER THE DIRECTION OF THE
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ELIZABETH MERRITT

Editor



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LETTER OF TRANSMITTAL

To the Maryland Historical Society:

GENTLEMEN AND LADIES:

This volume of the proceedings of the Provincial Court of Maryland, 1670-1675, is Volume LXV of the *Archives of Maryland* and number 10 of the sub-series on the courts. The sixth volume of the Provincial Court records, it begins in February 17, 1670/1 where Volume LVII ended, and continues to November 16, 1675. The text printed here reproduces the manuscript as exactly as the resources of a modern press permit, for the Publications Committee still believe what the first editor, Dr. William Hand Browne said in the preface to Volume I: "The moment an editor allows himself to make any correction, however slight or obvious, the integrity of the text is gone, and in its stead is given a version", of uncertain accuracy (*Archives of Maryland*, Vol. I, p. lv.). It was set directly from photostats of the original Libers JJ and MM, now in the Land Office in Annapolis. A concession or two had to be made. The table printed here on page 538 in one column was written by the clerk in two columns, like a page from a double-entry ledger. But he could compress his handwriting and get them side by side. This the press could not do: type is not made of rubber.

The handwriting of the late seventeenth century was not that of the twentieth. At its best it is not easy for the twentieth century to read, and often these scribes did not do their best. Sometimes they seem to have known or cared little about the record they were keeping. A straight line over a letter is supposed to denote the omission of *m* or *n* after it: many times here the sign is used where the omitted letter belongs before the marked letter. In any case the contractions present a problem for the typesetter. There are, for instance, six different combinations used with the letter *p*, and each of them must have been cut separately every time it appears. It is true that a *p* with a stroke over it could have been set easily, but such a combination means only *pm* or *pn*, a combination for which we have had little or no use. Especially valuable would have been a character for *p* with a straight stroke through the stem, or a *p* with a stroke curved around the stem. The first of these means *per*, *par* or *por*, the latter means *pro*, and the two of them appear on every page. Accordingly, since it was substantially impossible to reproduce all the contraction marks, it was decided to reproduce none of them. People interested in seventeenth century records, to whom this volume is especially attractive, might have been confused or annoyed by an inaccurate contraction: they can, without too much difficulty, read *imparle* for *imple*, or *person* for *pson*.

Handwriting offered other troubles than the abbreviations. Even a person who knows that, in the seventeenth century, lower case *o* and lower case *e* were much alike, and who is, therefore, alert to distinguish between them, has trouble in doing so. Upper case and lower case *s* cannot be distinguished with any certainty. We do not know whether the clerk wrote *St. Marys* or *st. Marys*. Hundreds of times he had to write "sealed with the seale of him, the said" defendant; whether the *s*'s were capitals or small letters no one can say. The same thing is true of *p* and of *r* and of *v*. Lower case *n* and *u* are often identical, as they are today in the handwriting of some persons. Is it *Gannt* or *Gaunt*? Is it *commannnd* or *commaund*? The manuscript has been set according to our best judgment, but the editor—who did the proofreading—is not so arrogant as to assert that there are no errors.

One slip by the clerk must be noticed especially. On page 392 *post*, the page number of the original liber changes from 297 to 398, and the mistake is continued to the end of the liber.

In the appendix is presented a part of Liber P.C.R. which was missing when Volume XLI appeared in 1922. At that time, pages 315-340 were not in the liber (Volume XLI, p. 343). Since then, they have been found and restored to their place. Like the body of the text, they have been printed as accurately as modern methods permit.

The Committee wish to express thanks to several people who, upon call, lent their aid in producing this volume. Mr. Samuel E. Thorne, librarian of the Yale Law School, and Mr. Mark DeWolfe Howe, professor of law in the Harvard Law School, each transcribed from photostats of the original the paragraph on pages 87-88 of the text here. That paragraph is in mediaeval Latin with all the abbreviations and contractions common to seventeenth century handwriting. Since it was substantially impossible to reproduce the abbreviations exactly, it was felt to be better to expand them: what is offered here is, therefore, an expanded text. Mr. Richard B. Morris, professor of history at Columbia University and chairman of the American Historical Society's committee on legal history, read the introduction and indicated errors. To all of these men the Committee and the editor are grateful.

Volume LXVI, on which work has already begun, will carry the record of the Provincial Court down to 1679. It will consist of Liber NN, now in the Land Office at Annapolis.

Respectfully submitted,

J. HALL PLEASANTS, *Chairman*,
CHARLES A. BARKER,
JOSEPH KATZ,
HARRISON TILGHMAN,
GEORGE ROSS VEAZEY.

INTRODUCTION

The history of the Provincial Court from its establishment soon after the founding of the Province down to its abolishing in 1805 has been told so often, in introductions to former volumes of the *Archives of Maryland* and in the books of Bozman, Thomas, Steiner, Newbold and Judge Carroll T. Bond, that no good purpose would be served by repeating it here. The jurisdiction of the Court continued to be what it had been. All felonies punishable by loss of life or of limb, and all civil cases involving 3000 pounds of tobacco or more must originate there, and smaller cases could originate there if the judges wanted to consider them. Daniel Jenifer, innholder, lawyer and one-time clerk of the Court, claimed Lodowick Martin owed him 308 pounds of tobacco, and the Provincial Court heard and decided his case. With tobacco at a penny a pound, we have the Court interesting itself in something worth not much more than a pound sterling (*post*, pp. 364-365). Cases originating in the county courts could be and were appealed to the Provincial Court, even when the sum of the debt involved was much less than the stipulated 3000 pounds of tobacco.

In the years from 1671/2 to 1675, as in earlier times, the justices of the Provincial Court were the same men who were members of the Governor's Council, of the Upper House of Assembly, of the Court of Chancery and of the Orphans Court, though it is sometimes not clear in which capacity they were acting. Beside their multiplicity of joint duties, the justices held other offices individually and personally. Almost every justice had some independent office, usually an exceedingly well-paid one, and all of them were, in addition, large landholders. Governor Charles Calvert was the son of the Proprietary, and he came in the fulness of time, to be the third Lord Baltimore and the second Proprietary. Philip Calvert, uncle of the Governor, was Chancellor and Commissary General. Sir William Talbot was secretary of the Province and chief judge for the probate of wills, until June 1673, when his commission was revoked by the Proprietary and his place was taken by William Calvert (*post*, 118, 234). Baker Brooke was surveyor general. New members were presumably always sworn in, either as Council members or as justices of the Court, but the swearing-in is not always recorded. Edward Fitzherbert was sworn in on January 19, 1670/1 (*Archives*, V, p. 82), but for Jesse Wharton, who appears in court for the first time on December 10, 1672, there is no record of a commission or of an oath-taking. Baker Brooke, the surveyor general, had been a member since 1658, longer than anyone else. Samuel Chew and William Calvert joined the Court on December 14, 1669 (*Archives*, LVII, p. 481). Henry Coursey, who had been a member from 1660 to 1670, and who became one again in 1676, was not on the court for the period to which this volume relates.

The Court sat generally every three months except in midsummer: there were no sessions from April or May until October or November. All the sessions at this time were held at St. Mary's City. From February 1670/1 to April 1673 the business of the court was exclusively criminal, and the record

of the opening of each session shows that this was the case. The Court was "to Keepe the peace in the Province of Maryland aforesaid, moreover to heare and Determine diverse felonyes & transgressions and other misdemeano^{rs} in the said Province perpetrated" (*post*, pp. 1, 8, 11, 16, 22, 30, 33, 43, 58). It is true that these criminal sessions occupy the final forty-eight folios in Liber JJ of the Court records, but this is due to the Court itself; the clerk did no more than take advantage of a fact. In Liber MM there is but one mention of criminal cases (*post*, p. 91) and none of the recorded openings of the Court speaks of them. All the cases heard from then on were civil, and the greater part of them were some form of debt. Most of the cases were original: there are only seven cases coming up on appeal and three on writ of error. This is less than half the number recorded in the sessions immediately preceding (*Archives*, LVII, p. xxiii). No cases at all were appealed from Anne Arundel, Baltimore, Charles, Kent, Talbot and Worcester Counties.

The Court consisted of the Governor and Chief Justice and nine other justices, but the sessions were seldom, indeed, never, attended by all the members. On one occasion nine in all were present; at no other time were there more than six. To constitute a session, there must be at least four members present (*post*, p. 91), of whom one must be a member of the quorum. Of twenty sessions, the Governor and William Calvert were present at seventeen, and Baker Brooke at fourteen. Only Chancellor Philip Calvert was always in attendance. William Talbot, who returned to England in 1673 and did not come back, came to court only twice. Thomas Taylour, who appeared for the first time on April 10, 1673 (*post*, p. 91), came to only three more sessions. He was sheriff of Dorchester County; perhaps that explains his absence from Court sessions on the western shore. Thomas Truman, who attended seven sessions, did not come at all after February 1674/5, though he did not cease to be a member of the Court. Edward Fitzherbert, sworn in on December 15, 1670 (*Archives*, LVII, 576) was regular in his attendance until December 10, 1672, when he seems to have left the Court. Samuel Chew, of Anne Arundel, was intermittent and infrequent in his attendance though he did not cease to be a member of the Court until 1677. Dr. Jesse Wharton, who does not appear until December 10, 1672, attended regularly until the end of this period.

The clerk of the Court when the February 1670/1 session began was Robert Ridgely, who took the oath of office on January 19, 1670/1 (*Archives*, V, 82), succeeding Thomas Cabewood (or Cakewood), discharged for misdemeanor. The clerk was also register of the Court of Chancery, keeper of the lesser seal and chief clerk of the secretary's office (*ibid.*, pp. 88-90). He was an attorney of the Provincial Court, and he appeared before it in that capacity, both while he was clerk and after he left the clerkship.

On March 23, 1673/4, John Blomfeild took the oath of office to succeed Ridgely as clerk (*ibid.*, 124). He had been clerk earlier, from May 5, 1669 to July 21, 1670, and he had been removed because he was "unfit any Longer to be employed in that Office by Breach of the Peace and other misdemeanors" (*ibid.*, p. 66). Like the justices themselves the clerk of the Court was a man of many offices. He was "chief Clerk . . . of the Secretaries Office Provin-

cial Court and Council . . . keeper of the lesser Seal Records and Registries" and for these offices he was granted "one third part of all & singular the Fees duties and Regards unto the said Office and Offices belonging." He was also "the publick Notary of this Province of Maryland" and had one third of the notary's profits (*ibid.*, pp. 49-50). Blomfeild remained in office for several years this time.

Many attorneys practiced before the Court at this period, most of them in civil cases. Indeed, until now it has been believed that persons accused of crime never had counsel, and truly the general use of attorneys for criminals did not begin until the eighteenth century. But the present record shows, beyond a doubt, that in four cases the defendant not only had a lawyer, but appeared by his attorney instead of in person. On December 19, 1671, "Joshua Guibert p'sented last Court for marking John Blomfeilds Cattle with the said Guiberts marke appeared by Robert Carville his Attorney & stood upon his Traverse Ordered by the Court that the p'sentm^t ag^t the said Guibert be quashed, and that he goe thereof without day" (*post*, pp. 12-13, 19). On February 13, 1671/2, Justinian Gerard, brought into Court on an indictment for hogstealing (*post*, p. 23) was "admitted by the favour of the Court to have John Morecroft one of the Attorneys of this Court to be of his Counsell" (*post*, p. 28). And the plea made by Morecroft for him brought about his acquittal (*post*, p. 29). On December 11, 1672, James Neale, Junior, presented by the grand jury for hogstealing, on his appearance in Court, "Desired Councill to be assigned him by the Co^{rt} who ordered M^r Morecroft one of the Attorneys of this Co^{rt} to be of Councill for the prisoner" (*post*, pp. 45, 47). On the same day, Neale's father, James Neale, Senior, likewise under indictment for hogstealing, likewise "desired Councill to be assigned him by the Court, who ordered Mr Morecroft one of the Attorneys of the Court to be of Councill for the prisoner" (*post*, p. 48). Morecroft persuaded the jury that the elder Neale was not guilty, but the son was declared guilty as a first offender, and, on an abject petition to the Governor, was pardoned by him (*ibid.*). In addition to these four cases, where without a doubt, attorneys represented persons accused of crime, there is another in which an attorney may have figured as counsel. On February 16, 1672, Joseph Weekes, presented for stopping a Kent County highway, appeared and traversed the presentment "And upon the motion of Mr Morecroft the said p'sentm^t was quashed by the Court for the incerteynties thereof." (*post*, p. 25). It is very probable that Morecroft was Weekes's counsel.

Twenty-eight different men appeared and represented clients in this four-year period. Some of them may have been attorneys in fact, not in law: it is often difficult or impossible to be certain. Of course, when they were sworn in, and given the right to practice before the Court, that settles it. Of the twenty-eight, only a dozen or so had more than a few cases, and three or four were the busiest. Kenelm Cheseldyn had more than two hundred clients, and he was himself a party in seventeen more cases. Vincent Lowe, Robert Ridgely and John Rousby also appeared often. What is surprising to a modern student of courts is that court clerks and even the attorney general appeared on the other

side of the bar in their own court. Attorney General Lowe appeared almost fifty times, and the clerks, Robert Ridgely and John Blomfeild represented clients, and, even more, plead their own cases before the court. Although persons accused of crime generally did not have counsel, those involved in civil suits not only could have attorneys, but must have them. When Francis Gill appeared in Court in his proper person, he "was by the Co^t ordered to Retaine an Attorney" (*post*, p. 81).

John Morecroft, attorney and chirurgion, came into Maryland from Virginia in 1665. He continued to practice law, and, almost at once, he became involved in a defamation action against his former indented servant, William Champe. Champe called him a "Cheating old Knaue" (*Archives*, LVII, 122), but when, in October 1666, Morecroft sued on a writ of privilege, Champe plead that the words had been uttered before his former master was sworn in as an attorney, and that they were thus not actionable. Morecroft was sworn in on June 12, 1666 (*ibid.*, p. 108) and the Court upheld the contention of the defendant (*ibid.*, p. 122). In 1669, Morecroft was elected to the Lower House, to the first session of the Assembly since 1666. Almost at the beginning of the session, he was impeached, largely at the instance of Captain Robert Morris of Talbot County. Morris charged that Morecroft "took fees on both sides in one & the same Cause" (*Archives*, II, pp. 166-167). The Upper House investigated the charges and decided that "the said Morecroft hath done nothing but what he might lawfully do and therefore he be dismissed with Costs and Charges by him sustained by reason of this pretended Impeachment

"Ordered that Robert Morris pay to the Clerk of the Upper House for Fees the sum of fourteen hundred twenty two pounds of Tobo" (*Archives*, II, pp. 166-173). So John Morecroft was acquitted on the impeachment, restored to his place as an attorney, and to his seat in the Lower House. He remained in the Lower House until his death.

It was this same John Morecroft who was described by Governor Charles Calvert in a letter to his father Cecilius, the Proprietary, in 1672 as "the best Lawyer in the Country, and has alwayes been (vpon other Assemblies) A great Asserter of yo^r Lo^{pps} Charter and the Rights and privilidges thereof" (Calvert Paper 1064 in *The Calvert Papers*, number one, Fund Pub. 28, p. 264).

Attorneys of the Provincial Court had special rights and privileges, and plead them, when they themselves appeared in Court. Suits to which they were a party were always brought according to the liberties and privileges of attornies. In October 1674, Mathew Warde, attorney, brought into Court John Scott of Talbot County, carpenter, by a writ of privilege, to answer "according to the libertyes and privelegdes of the Same Court for Attornyes and other ministers" (*post*, pp. 362-363).

But the Court which protected the attornies from abuse from without, was never unmindful of its own dignity, and it held the attornies and anyone else who appeared before it strictly to account for their behavior. Although the word is not used, contempt of court was as intolerable in 1671 as it is today, or as it was in the twelfth century. Did the attornies fail to be in court when they should have been there? "Upon the Petition of Kenelm Cheseldyn Robert

Carville and John Rousby Attornyes of this court That the Petitioners being absent at the Sitting of this Court On Saturday last the Court proceeded to the calling the Docquett and for want of the Petitioners attendance the Court did nonsuite and give judgment against severall of the Petitioners Clyents who are thereby very much dampnified. The Petitioners Pray that in regard they did not heare the last beateing of the Drumm being a windy morning and that it was not a wilful default of the Petitioners they humbly pray that the said causes may be reteined and their Clyents not Suffer for this default." What the Court did about the cases does not appear, but it was "Ordered by the Court here that the Petitioners be fined to his Lo^{pp} the Lord Proprietary the sume of foure hundred pounds of tobacco apeice." (*post*, pp. 383-384) Yet the Court did, upon occasion, take judicial notice of the weather. It declared that it was sensible that the tediousness of the December weather was the reason that auditors had not done their work (*post*, pp. 63, 99), or that the sheriff of Talbot County had not served his writs as by law he ought, and the cases were delayed until next Court (*ibid.*, p. 440). John Rousby, one of the busiest and brashest attornies before the Court was fined one hundred pounds of tobacco for violation of a Court order "that the Attornyes Speake regularly and when the Court think fitt under fine of One hundred pounds of tobacco each tyme (*ibid.*, p. 585).

One case of what must be disbarment occurs in these proceedings, though, as often happens, the word is not used. "Thomas Knighton one of the Attornyes of this Court being accused for falsefying a writ out of this Co^t after it was under the lesser seale of this Province & signed by the Clerke, and the said Knighton humbly Confessing such his misdemeano^r submitted himself to the mercy of the Court, who this day ordered that the said Knighton be Discharged of his place of an Attorney in this Court and never more psume to practise in this Province, but impose no fine upon him quia pauper." (*post*, p. 50)

In criminal cases it was all but indispensable to have grand jury action. Such a jury, consisting of from sixteen to twenty men "sworn according to the Teno^r of the oath usually administered to Grand Juro^{rs}." (*post*, pp. 2, 8), considered indictments delivered them by the Attorney General and returned either a true bill or an *ignoramus*. Upon a true bill, the accused was tried, by a petty jury. The jury might be called a trial jury, a petty jury or a jury of life and death. Upon an *ignoramus*, the accused was discharged by the Court, either with or without an acquittal by proclamation (p. 32). The grand jury could, of course, present persons, without any action by the Attorney General, and it did so, for substantially the same crimes as those coming up by indictment. Once a true bill or a presentment had been voted by the grand jury, there was a trial, usually by a jury of twelve. In criminal cases the case against the accused was set forth by the Court itself, with testimony being heard, and with the prisoner speaking in his own behalf. He—or she—was told that he had a right to challenge any of the talesmen, but there were no challenges used in any of these criminal cases, and but one—for cause—in a civil case (*post*, 147-148). It was also possible to have a non-jury trial, but this, too, was not done in any of the criminal cases here.

In civil cases, too, the jury figured largely. In fact, one of the main duties of the sheriff of St. Mary's was the summoning of "twelve &c by whom &c who neither &c to recognize &c because as well &c". This formula was never written out in full; sometimes it was even further abbreviated to "twelve &c". The jury was called to try cases, although many times when the trial opened, the defendant failed to appear, or, appearing, offered no defense; thus he suffered judgment by default and no jury was needed. Juries were also called to appraise the value of land (*post*, p. 668), to decide on its partition (*ibid.*, p. 410), or to direct the carrying out of a survey (*ibid.*, 355-356, 466). In half a dozen cases, juries were called to ascertain the amount of damages suffered, in cases where the Court had decided that damages were due, but had not been able to say how much they should be (*ibid.*, pp. 202, 239, 312, 331-332, 552-553). Jurymen and talesmen and sheriffs, like attorneys, often felt the displeasure of the Court in a substantial way. A dozen times, men called for jury service and not appearing, were fined 500 pounds of tobacco (*post*, 18, 21, 24, 25, 29, 31, 32, 40, 45, 141, 225, 246, 314). Another jurymen, who disclosed the verdict prematurely also paid his 500 pounds (*ibid.*, 440). A witness who did not appear at the proper time escaped the usual fine only by making it appear that he had not been properly summoned (*post*, pp. 203-204). Sheriffs were regularly amerced, or fined, 40 shillings when someone for whom they had returned a *cepi* (I took him) failed to come up to court. The Governor acting as Governor and not as Chief Justice could and did sometimes remit these fines (*ibid.*, 33, 225).

There was no insistence, apparently, on getting high-quality jurymen. On December 19, 1671, Joshua Guibert, presented "for marking John Blomfeilds Cattle with the said Guiberts marke appeared by Robert Carville his Attorney", stood on his traverse and had the presentment against him quashed (*post*, p. 19). Yet, two days later, Guibert was chosen as a juror in a murder trial, and he served without being challenged (*ibid.*, pp. 19-20). William Whittle, fined 100 pounds of tobacco for being drunk in court (*ibid.*, p. 29), had served on juries and served again later (*ibid.*, p. 159). Another talesman, appearing in Court too drunk to serve, was set in the stocks for half an hour (*ibid.*, p. 50). Another absent talesman, fined the usual 500 pounds, had his fine remitted when he proved he was in jail at the time and could not come (*ibid.*, p. 225).

APPEALS

In the period covered by the present volume there are not many cases heard by the Provincial Court on appeal or writ of error from county courts, and none of them were important. Two or three cases came up on writ of error, with no indication of the county in which they had arisen. They were only "upon Errors Continued untill the next Provincial Co^{rt}" (*post*, p. 108) and when at that next court they were considered again "These two Causes upon writs of Erro^r are by Consent of Attorneys of both sides continued untill the next Co^{rt}." (*ibid.*, p. 168). After that, no more is heard of them here.

But a writ of error, a common law process, examines the law only and

reverses the decision only if errors of law have been made in the lower court. An appeal subjects the law and the facts both to a review and a retrial, and it can result in a reversal if there have been errors in either. There were in 1671-1675 ten counties in the Province; from seven of them, Anne Arundel, Baltimore, Cecil, Charles, Kent, Talbot and Worcester, no cases at all appear. From Calvert County, in the case of Daniel Gouldson and William Hallett *v.* Demetrius Cartwright (*post*, pp. 299-300) both parties appeared in court, by attorneys, on the appointed day, but the plaintiffs on appeal had not filed the new declaration against the defendant on appeal which they should have filed. For that reason the Court ordered a non-suit against them and charged them with Cartwright's costs. In the other Calvert County case, that of John Troster *v.* William Melton, Admr. John Foster (*post*, 370, 406, 492, 555, 593), Melton had refused to allow some accounts, and, in the lower court, Melton won. Troster tried to appeal the decision, but the county court refused to enter the appeal. Now he petitioned the Provincial Court, and, on October 16, 1674, the higher court ordered the appeal admitted, upon the usual triple security to prosecute. Troster seems also to have sued Melton personally (*post*, p. 406); and Melton as administrator sued Troster. On December 12, 1674, Troster imparled the case Melton had brought against him (p. 396) and got a continuance of his case against Melton (p. 406). On February 15, and again on May 7, 1675, both cases were continued (*post*, pp. 483, 492, 553, 555) and on November 16, 1675, both cases were agreed (*post*, pp. 592, 593). Carville was Melton's attorney, Robert Ridgely was Troster's.

From Dorchester County two cases came up to the Provincial Court. One was that of Timothy Lowe *v.* Thomas Ball. On February 9, 1674/5, the case was continued (*post*, 498), and on November 26, 1675, when it should have been heard, neither party appeared, and it was therefore discontinued (*ibid.*, p. 611). The other Dorchester case was that of John Hudson *v.* Thomas Taylor. Although it was Hudson who brought the appeal, he did not appear when, on May 7, 1675, it was to be heard, and therefore the defendant in error was granted a *procedendo*, which had the effect of sending the case back to Dorchester. The Provincial Court also allowed Taylor his costs of 940 pounds of tobacco (*ibid.*, p. 566).

From a decision of the St. Mary's County Court, Thomas Oakely appealed against Lydia Solly, administratrix of her deceased husband Benjamin Solly. Like so many cases, it was continued, February 9, 1674/5 (*post*, p. 497) and was settled by agreement on May 6, 1675 (*ibid.*, 548).

In Somerset County, John Hilliard appealed from a decision of the county court in his case against George Johnson, but, on December 12, 1674, he failed to appear in the Provincial Court. Accordingly Johnson was given a *procedendo* and the case was closed (*post*, p. 388). Another Somerset case, that of James Price *v.* Henry Smith, was continued in the Provincial Court on May 4, 1675 (*ibid.*, p. 581), and on November 24, 1675, when neither party appeared, it was discontinued (*ibid.*, p. 615).

Two verdicts delivered by the Court at these sessions were appealed from it to the Upper House of Assembly, wherein sat the same men who were justices

of the Court. In one case, Thomas Chandler and William Russell, who had formerly sued each other (*post*, pp. 397, 401), were jointly sued by John Wells, a professional informer (*ibid.*, 218-222, 388, 564). Russell and Chandler then sued (*ibid.*, pp. 225, 243, 291, 319), but when the case came up for trial, they did not appear and the case was dismissed (*ibid.*, 319). On February 1, 1673/4, Wells's case against them resulted in judgments against them for 16,500 pounds of tobacco, with costs totalling 1148 pounds more (*ibid.*, 218-222). In the Upper House, to which the cases were taken by Chandler and Russell on writ of error, they assigned no errors, the writs were quashed and the decision stood (*Archives*, II, p. 432). Wells had been awarded his costs and that half of the penalty which an informer always got, but the defendants came to some kind of settlement out of court. On May 4, 1675, the case was settled by agreement (*post*, p. 564).

Another dispute, that of Raymond Staplefort *v.* John Balley, which had been in the courts for ten years, had a Provincial Court decision on April 18, 1674 (*post*, pp. 256-257). By it, execution was issued against Balley for £2000 sterling, for which Staplefort had obtained a judgment on February 9, 1668 (*Archives*, II, 364). The tenacious Balley, though he was in the custody of the sheriff, sued out a writ of error to the Upper House, on June 2, 1674, and when he proved to the satisfaction of that body what skulduggery Staplefort had practiced on him, he was given an annulment of judgment (*ibid.*, 381).

CRIMINAL CASES

For the two-year period from February 1670/1, the Provincial Court was concerned with criminal cases only, as the formula with which the sessions opened shows clearly. The Governor and the other members were "Justices assigned to Keepe the peace in the Province of Maryland aforesaid, moreover to heare and Determine diverse felony & transgressions and other misdemeano^rs in the said Province perpetrated and Comitted" (*post*, p. 1). Included among the felonies and misdemeanors were murder, petty treason, burglary, theft, assault and battery, keeping an unlicensed ordinary and the altering of cattle marks, indeed a diverse lot. As is the case today, cases came before the court in one of three ways: by indictment, voted by the grand jury after the attorney general had laid the accusation before them; by presentment by the grand jury itself without any bill of indictment by the government; by information filed by some officer of the government without the intervention of the grand jury. All these methods were used in this period. Sometimes the clerk has given a complete and full account of the case, sometimes only a summary.

There were four cases of murder tried by the Court now, and one of petty treason, (the killing of a master by his servants, of a husband by his wife, or of a high ecclesiastic by one of his inferiors). The case of the Province against James Sall, John the Negro, Robert Warry, Robert Spear and Tony the Negro, all laborers, all servants to the late John Hawkins of Elk River, is set forth at length. Mr. Attorney General Lowe delivered the indictment for petty treason. The five of them "with certaine Axes of the vallue of forty pence which they . . . did severally hold in their hands and upon the foremaned Hawkins

then there master . . . did make an assault . . . with the said Axes . . . did severally strike so that . . . the head of the said Hawkins . . . was then and there broke . . . breaking in Severall pieces the skull . . . of the Depth of Three Inches of the breadth of One Inch and the length of One Inch and a halfe whereupon . . . the said Hawkins instantly of the said blowes Died so that they . . . of their mallice aforethought . . . voluntarily & wickedly feloniously and Traytorously did Kill against the peace of the Lord Proprietary his rule and Dignity (*post*, p. 3). With the indictment the Attorney General laid before the grand jury all the papers about the business. The witnesses were present and were heard. The grand jury withdrew "into a private Roome to consider of their verdict" and came back half an hour later with a true bill. The prisoners were brought to the bar and asked how they plead. Three of the five plead not guilty and chose to be tried "by God and his Country," that is, by a jury. One, Robert Warry, confessed his guilt and the jailer was at once commanded to look to him. When it appeared that Tony the Negro spoke no English, "his pleading was respited that the Court and the Jury . . . might see how farre . . . [he] was concerned in this business." The jury which the sheriff of St. Mary's had summoned was brought into the court and was sworn in. The jurymen were to decide whether the prisoners were guilty or not, and if they found them guilty, they were to ask what lands and other possessions they had. The Baltimore County coroner and three other witnesses testified, and the jurors went from the bar to consult. On their return, with a verdict, the prisoners were called to the bar to hear that verdict. Sall and Speare and John the Negro were declared guilty, and Robert Warry had confessed. Tony the Negro who spoke no English was declared not guilty, and, when no one alleged any other crime or misdemeanor against him, he was freed. On the convicted four the Governor pronounced sentence of death by hanging. The gallows was to be set up at St. Mary's City, and Tony the Negro who had just been acquitted of guilt was to be the hangman (*post*, pp. 2-8).

Petty treason, it goes without saying, would today be no different from any other murder. Besides this interesting case, there were three charges against women for murdering their bastards, and one other murder charge. Isabella Yausley gave birth to a male child secretly and alone, and later she killed the child. She was indicted, and on the indictment the grand jury returned a true bill. Brought to the bar, she plead not guilty and put herself upon the country. The trial jury heard the witnesses and heard Isabella also. Then, after a half hour's retirement, they pronounced her guilty. Amid a general silence, "the Chancelour made a short Repitition of the foulness of her Offence and advising her to prepare for her End, and the passed Sentence as followeth

"Thou Isabella Yausley art to . . . be hanged by the neck untill thou shalt be dead".

And the sheriff was ordered to see to it that she was hanged on April 17, 1671 (*post*, 9-11). For Mary Stevens and Ann Pattison, also charged with murdering their bastards, the process was almost the same, but the outcome was different. In the case of Mary Stevens, "the Court Examining the busines fully

finde no prooffe of the said Indictm^t whereupon the said Mary was quitted by pclamation" (*post*, pp. 13, 14, 18, 20). Ann Pattison who was charged with killing her bastard on March 1672, was indicted and tried but the "Juro^r" upon their oathes doe say that she is not Guilty of the felony & murder whereof she stands indicted nor that she did fly for it, and so they say all whereupon the said Ann Pattison was acquitted by pclamation & by the Court discharged." (*post*, pp. 30, 31-33).

On December 19, 1671, Francis Tyler, late of Anne Arundel County, was indicted by the grand jury for killing John Beck by striking him on the head with a stick on October 25, 1670. Tyler plead not guilty and put himself upon the Country. At the trial, three witnesses were heard, and Tyler himself testified. The jury decided that he was "not guilty and so say they all The Clerke demanded of the Jury if he did fly for it. they reply not to their knowledge" (*post*, p. 20). In two other criminal cases, this same question is asked, whether the accused person had fled or tried to flee, and the jury replied, both times, that he had not (*ibid.*, pp. 26, 33). When the clerk demanded how Beck came to his death, "they say that ffrancis Tyler Killed the said John Beck with a Tobacco stick in his own Defence." When no one appeared, to say that Tyler was guilty of any treason, felony or murder, he was acquitted by proclamation (*ibid.*, pp. 17, 18, 19, 20).

On February 13, 1672, Philip Lynes of Charles County was presented by the grand jury for burglary, Richard Robinson was presented for theft, and several other planters and their wives were presented because they "did feloniously incite councell and abet the said Richard Robinson" to his crime. All of these presentments grew out of the same episode. Lynes "feloniously burglarly and in the night" broke and entered the store house of John Allen at Port Tobacco Creek, and Robinson, egged on by the others, stole merchandise to the value of several pounds. Allen must have kept a general store: among the goods stolen were yards of fabrics of several kinds, shoes and ribbons, "two payer of ffrrench ffalls to the value of six shillings", sugar and flour and soap and wine. French falls were bands of lace or some thin material gathered to form a cascade and worn hanging from the neck. Almost any seventeenth or eighteenth century portrait of a gentleman shows them; today they would be called jabots. Among the abettors of Robinson were "Ellen the wife of . . . George Taylour spinster . . . & Mary the wife of . . . Robert Clerke spinster". The term *spinster* was applied to unmarried gentlewomen, and was sometimes retained by them after they were married, but these two women were under indictment for aiding and abetting burglary and theft. Lynes, upon his arraignment, plead not guilty, and the jury that tried him decided that he was "(not Guilty) nor that he did ffly for it." He was thereupon held to answer to the other indictment of participating in the theft charged against Ralph Robinson. Robinson and all the others plead not guilty. The witnesses against them were John Allen, the injured storekeeper and a youth named Peter Jacobsin. "Peter being a youth & not capable of an oath was not sworne", but Allen was sworn and gave his testimony, and the prisoners spoke on their own behalf. The jury said Robinson was "not guilty—whereupon the principall Robinson being acquitted the Jury were not asked as to the accessaries".

When no one appeared to charge any other crimes against the prisoners, they stood at the bar upon their deliverance, but the Court refused to discharge them. "the Crime for w^{ch} they were Indicted by apparent circumstances Seemed to the Court to have been Really Comitted by them and that the Jury acquitted them only for want of some Evidence, that the said" persons must each give security in £10 each with two securities at £5 each, to appear at the Provincial Court to be held in April 1673, and that they be of good behaviour meantime. After that, nothing more is heard of them: the April, 1673, session came and went but unless it is included in the unspecified criminal cases on which the Court proceeded on April 9, 1673 (*post*, p. 91), the case was never settled finally. There was no grand jury at the April, 1673, session. The action of the Court in this exciting case is not easy to understand. They seem to have felt that if the lad, Peter Jacobsin, had been able to testify, Robinson would have been found guilty. But it was a universal principle of the English common law that no person could be put twice in jeopardy for the same offence. Yet the Court, in holding for another trial a man declared not guilty by the jury, and in thus setting aside a not-guilty verdict, was putting him in double jeopardy.

In the seventeenth century and even later, hog stealing was a serious and a frequent offense, and the laws against it became progressively more severe. The Act of 1650 provided for a penalty against the stealer of twice the value to the owner, 200 pounds of tobacco to the informer and 300 pounds to the Proprietary (*Archives*, I, 503-504). In 1662, it was provided that second offenders should be branded in the shoulder with an *H*, and every county court was to have the necessary irons (*ibid.*, 455). In 1666 the penalty was made barbaric in its severity. A hog stealer—and the law included therein almost anyone who killed even unmarked hogs on somebody else's land—upon conviction for the first offense had to stand in the pillory for four hours and then to have his ears cropped. He must also pay triple damages to the owner of the stolen hogs. For the second offense he—or she—would be branded in the forehead with an *H* and for a third offense he was judged a felon not entitled to claim benefit of clergy (*Archives*, II, p. 278). The law was indeed severe, and there are no instances, up to the end of 1675, where it was literally enforced. Justinian Gerard, charged on December 19, 1671, with killing and carrying away two hogs belonging to John Gouldsmith, had the first indictment quashed for insufficiency, but he had to give bond of £50 sterling to appear for trial at the next Provincial Court (*post*, p. 20). He did appear, and he was indicted again. When he came into court for trial, he asked for and had John Morecroft assigned him as counsel, and Morecroft was one of the leaders of the Provincial bar. He plead not guilty, and was declared not guilty by the jury, so on paying the necessary fees he was discharged (*ibid.*, p. 29). John Griffin, charged with stealing a hog from Thomas Wright, did not appear on February 11, 1672, when his case was called, so the recognizances which he and his securities had given were estreated or forfeited, and he and they were liable to be sued on them (*post*, p. 58). Griffin appears here no more. Richard Meekins of Dorchester County was presented by the grand jury on April 9,

1672 for killing some hogs and marking others. When on December 11, 1672, he came to trial, the jury found him not guilty and he was discharged upon paying his imprisonment fees, even though he had, in the meantime, had a further charge of stealing and leading away a cow placed against him (*ibid.*, pp. 38, 43, 44, 46, 49). He served on juries frequently after that.

James Neale, Jr., son of the founder of the prominent Neale family, had served on the jury that acquitted Justinian Gerard. Not long after that, he, with his father, was bound over to answer the same charge (*ibid.*, p. 44). He was indicted for stealing eight or ten hogs which he found in his own orchard, and his father was also indicted for stealing several hogs and for marking as his own several more that did not belong to him. Despite his plea of not guilty, the trial jury held him guilty, and the Court gave judgment against him as a first offender. Young Neale then made a subservient petition to Governor Calvert, who was also chief justice of the Court. "yo^r poore pet^r being . . . under the Just sentence of the Law procured by the unadvised Rashnes of his inconsiderate youth . . . unlesse your gracious goodnes and Redundant Mercy wherewith yo^r Excellency hath Ever been adorned . . . humbly beggs yo^r wonted Grace and mercy to be Extended to him . . . to be freed from that Ignominious punishm^t", and much more in the same strain. And his Excellency was graciously pleased to order that Neale's punishment be remitted upon his paying damages to those aggrieved and paying also the fees against him. "And the said James Neale Jun^r immediately in open Co^{rt} upon his Knees thanked his Exclly for such his Clemency & mercy and prayed for the Lord Proprietary" (*post*, p. 48). Young Neale at this time was about twenty-two years old. His father, who like him, asked for and got the assignment of John Morecroft as counsel, plead not guilty, and the jury declared him not guilty, so he was freed and, on paying his fees, he was discharged (*ibid.*, p. 48).

Joseph OKeene, Richard Shippey or Sheppey, Thomas Whyniard and Ann Norman, charged with hog stealing, were all acquitted by proclamation and discharged upon paying their fees. No one appeared to prosecute OKeene, Sheppey was given an *ignoramus*, and Whyniard and the Norman woman were acquitted by proclamation, with no other comment (*ibid.*, pp. 25, 32, 50).

The importance of the crime of hog stealing and the severity of the law against it made the allied crime of altering cattle marks equally punishable. Yet there were cases of that kind of altering. Joshua Guibert of Lukeland, Choptico Hundred, St. Mary's County was charged by John Blomfeild, clerk of the Court and attorney, with altering the marks of a steer, five heifers and four yearlings belonging to Blomfeild and marked with the mark of the late Dr. Luke Barbor, whose widow Blomfeild had married (*Archives*, V, p. 98). He had also taken a mare foal that belonged to Blomfeild himself. When the case came to trial, Guibert stood upon his traverse, and the Court, without giving any reason, ordered the presentment to be quashed, and Guibert was discharged (*post*, pp. 12-13). The same Richard Meekins who had already been charged with hog stealing, was also presented for altering the marks of other hogs. He chose a jury trial and was acquitted (*ibid.*, pp. 38, 49).

There was, in this period, one case of rape. On October 17, 1671, Humphry

Joanes of St. Mary's County was "bound over by Mr. Benjamin Salley for a Rape upon Mary Smith and for speaking words ag^t the Lord Proprietary" (*ibid.*, p. 12). Joanes and the witnesses against him appeared, and he was committed to the custody of the sheriff of St. Mary's County. Mr. Attorney General submitted an indictment against him, but when, later, the grand jury made return of the bill delivered them against Joanes, they had written on the backside of it *Ignoramus*, or no true bill, so the bill was thrown out.

But Humphry was not yet out of the woods. That same day, he and Hugh Mackmarrough were presented by the grand jury "for that they . . . the 26th of December last past at Lapworth in the county aforesaid did then and there utter certeine seditious speeches against his Lo^{pp} the Lord Propy, and the Governo^r of this Province, as by the Information of John Weare of the same County" (*post*, p. 15). He was bound over to appear at the December 19 session of the Court, and when, at that time, no one came to prosecute him, he was bound over to the next court and gave bond for £20 sterling, with two sureties. At the April 1672 court he appeared, and when again no one came to prosecute him, he was acquitted by proclamation (*ibid.*, pp. 21, 30). Hugh Mackmarrough does not appear again, nor does John Weare, the informer.

On October 23, 1671, James Lewis of St. Mary's County gave bond for £50 with the usual two securities, to appear at the December court and answer charges of uttering mutinous and seditious words against the Proprietary. In December he appeared and was committed to the St. Mary's County sheriff. When he was neither indicted nor presented, the Court continued him in the custody of the sheriff but admitted him to bail. He had to give a recognizance of £100 with three securities instead of the usual two. On October 1, 1672, "The Court being informed that the said Lewis . . . had severall times since broke the said Recognizance It is ordered that . . . [his securities] be summoned . . . to show cause why the said Recognizance should not be Estreated." A few days later the grand jury presented him for having said, several times, that the Governor, the Chancellor and Col. William Calvert "were all Rouges & that y^e said said Coll was a Bastard . . . and many other Scandalous words". Lewis plead not guilty but the jury "upon their oathes doe say that they finde the said James Lewis guilty" as charged. "Whereupon it is rededer by y^e Court that y^e said James Lewis receive immediatly thirty nine Lashes on y^e bare back and that" he remain in the custody of the sheriff until he found securities for his good behavior who were acceptable to two justices of the Court (*post*, pp. 17, 21, 39). Presumably the sentence was carried out. Although Lewis had enough goods and chattels, lands and tenements to stand a recognizance of £100, he is nowhere described as a gentleman or even a planter, and it must be that he was neither, since lashes were given only to persons of the servant class (*Archives*, I, p. 184).

Mrs. Frances Roades (Rhoads, Rhodes, etc.), wife of Abraham, had been bound over to appear in court on February 11, 1672 "for scandalous words ag^t the Right hono^{ble} the Lord Proprietary" came into court "and the Co^{rt} upon Examination of the matter found that the s^d Abraham was in some pt guilty as well as his wife, and because their was no Grand Jury this Co^{rt}" (*post*,

pp. 58-59) both were committed to the custody of the sheriff of St. Mary's until the next court. If, however they offered bail of which the court approved, they could go, and they did offer such bail. Rhoads also acknowledged a recognizance for £100 with two sureties, on condition that they would both appear at the next court, and that they would behave themselves until then. Frances appears no more in this record, but her husband served on juries, until April, 1674, at least.

There was one other case at this time in which the charge of uttering seditious words was made, but it never came to trial. Stephen Whitman, arrested on that charge, was admitted to bail of one person only, "whereby the said Whitman is now escaped & fled this Province & so hath Escaped Justice." (*post*, p. 36).

In November, 1675 there arose a case involving the alleged uttering of scandalous words against a sheriff. Here, however, the sheriff did not bring criminal action against the persons who had, he said, maligned him. Instead, he brought civil suit for damages to his reputation, alleging trespass on the case. For a discussion of the case and of the resulting decision, see page 607 *post*.

In a region as new as the Province of Maryland, there was bound to be a great lack of English coins, and a need for establishing the value of foreign coins. English coins were, of course, not foreign ones. As early as 1671, an act of Assembly was passed (*Archives* II, pp. 286-287) declaring the value of all those in common use and providing penalties for anyone refusing to take them at their legal rate. Richard Moy, of St. Mary's City, innholder, was presented by the grand jury on October 1, 1672, for refusing to take a Spanish piece of eight at its established value of 6s. sterling. When his case came to trial on December 10, 1672, his attorney, Richard Carville, appeared for him, and succeeded in having the presentment quashed for its insufficiency "and so the said Moy went thereof without day." (*post*, pp. 38, 44). This case is one of the first in the Province in which a person accused of crime had an attorney.

The events centring around Capt. Thomas Jones of Somerset County provide much work for the Court and the attornies, and much color and excitement for the laymen. Of course, be it remembered, with a name like Thomas Jones, it is sometimes not easy to identify the individual with certainty. On October 1, 1672, it was ordered by the Court that Thomas Jones of Somerset "(being accused for severall thinges done beyond his Commission) should have subpena's for his witnesses." (*post*, p. 35). On April 20, 1672, Thomas Jones of St. Mary's County, merchant, had been commissioned sole Indian trader within the Province, and had also been given the right to seize anyone else attempting to trade (*Archives*, V, pp. 106-107). In June of that year he was commissioned captain of the military forces of the recently-created Worcester County (*ibid.*, pp. 110-111). That same summer, Jones, who was sheriff of Somerset County, too, was commissioned collector of Somerset, as his predecessor had been. He was to enter and clear all undecked vessels entering Somerset, and to take the necessary bonds (*ibid.*, 111-112). He was also one of the justices for Worcester County. Other men than the justices of the Provincial Court held a multiplicity of offices.

But Jones had not been unopposed in Worcester and Somerset, and when he appeared before the Court, he tried to accuse his accusers first. He offered the Governor and Council (who were, be it remembered, also the justices of the Court) "Articles of Complaint . . . ag^t Henry Smith one of his Lordships Justices of peace for Som^rset & also Worcester Countyes". Smith, who had been justice for Somerset and a member of the quorum since February 9, 1669/70 (*Archives*, V, 61) was said to have "obstinately & Contemptuously Kept an unlicensed Ordinary" for two years or more. He had also, having arrested one Stephen Whitman for speaking seditious words, kept him so carelessly that he had escaped and fled the Province. He had for two months kept a runaway servant working for him, instead of returning him to his Virginia master. He had openly declared that he would not obey the military, and so had encouraged desertion from the military forces. Surveyor Francis Jenkins of Worcester County, being ordered to lay out a town at the Whore Kill, had refused to follow the orders of the county commissioners, and had, instead, surveyed for Smith six hundred acres where the town should have been. But the Court returned to Jones' information an *ignoramus* or no true bill.

In their turn, Smith and Jenkins, who were members of the grand jury (*post*, p. 34) brought charges against Jones, charges on which the grand jury returned a true bill. Jones, with six or seven men, had gone up to the Whore Kill and had tied up all the Dutchmen he found there. He then opened their chests, took several furs and blankets and drank their aniseed water. On August 22, 1672, Jones had brought into the guard "Deere skins Wampum Peake Blankets Trading cloth powder pipes Knives looking glasses with severall ffurs . . . to the vallue of sixty pounds sterling". The day before this, Jones rode up to Robert Catlin, drew his sword, called Catlin scurrilous names and ran his sword through Catlin's clothing to his skin, all because he had accidentally taken Jones a little out of their way. When someone complained to Smith that Jones had taken and not returned a pound of gunpowder from an Englishman, Jones called Smith a liar, and refused to show him his commission as Indian trader. Smith charged also that, on August 24, 1672, Jones had ordered Constable Daniel Browne to seize "two of my Mares with severall others Notwithstanding they had been there as by information at least two yeares" (*post*, p. 38). If these mares seized from Smith were the same as those Jones told the Court he had seized at the Whore Kill in August, it would be easy to understand Smith's feeling about Jones. Smith was, himself, something of a hothead. While he was a member of the grand jury, he called Raymond Staplefort, foreman of a later grand jury, a hog stealer, and for this abuse he was fined by the Court four hundred pounds of tobacco (*ibid.*, p. 45). Jones, being sheriff of Somerset, had refused to attend the county court, and had refused to execute an order that court had directed to him (*ibid.*, pp. 37-38). A choleric fellow, that Thomas Jones.

Upon the finding of the true bill against Jones, the Provincial Court ordered that a copy of the amended information be sent him, and that he plead to it. The next day, October 7, 1672, Jones reported to the Attorney General that

he had, by virtue of his commission as sole Indian trader, seized "severall ffurrs and other truck" at the Whore Kill, and he added a list of the seized goods. Among the furs were otter, beaver, mink, wolf, coon, muskrat, and deer skins. Among the other truck were matchcoats and matchcoat cloth, a pewter pipe, some quills, some glasses, trading knives, jew's harps, bundles of peake both black and white, and a pound of red lead.

Jones said also that he had seized the sloop of Richard Ackworth: he said Ackworth had confessed leaving the Province without permission (*post*, p. 41). But the humble petition of Richard Ackworth of Somerset County, planter, told a different story. Jones, he said, had come to his house while he was away, had asked and received some cider from Ackworth's wife, and had stayed there all day drinking, all day and all night. Next morning, before anyone else was about, Jones ransacked and took and carried away forty odd dressed deer skins, a hundred and eighty muskrat skins and twenty muskrat matchcoats. These things he put aboard Ackworth's sloop, which he sailed away to Randall Revell's landing, without telling any of Ackworth's household why he seized the goods and the vessel (*ibid.*, p. 41).

That same day, October 7, 1672, Jones exhibited to the Court an information against Peter Hance, a Dutchman, owner of the six mares which Jones had seized at the Whore Kill, in Worcester County. They had been taken by virtue of an act of Assembly against the importation of horses and mares into the Province (*Archives*, II, pp. 281, 334), and Jones prayed that they be condemned and awarded half to the Proprietary and half to him as informer. Hereupon the Court ordered that Hance appear at the next or December court to answer the charges. Jones referred to Hance as Peter, both in his information to the Attorney General (*post*, p. 36), and now here to the Court in session (*ibid.*, p. 42), but the Court, in ordering Hance to answer, spoke of "the said John Hance". Such variety in the use of names is not unheard of: certainly Jones and the Court were talking about the same man. Subpoenas were issued to Henry Smith and four or five other men to testify against Jones, and a *venire facias* was issued to the coroner of Somerset to have Jones himself come and testify. Since Jones was sheriff of the county, any writ against him had to be directed to the coroner.

The cases of the Lord Proprietary against Thomas Jones all came to trial on December 10, 1672, as the Court had ordered in October. John Morecroft appeared for Captain Jones and "was by the favour of the Court here admitted." (*post*, p. 44). Only five of the justices were sitting, the Governor, Chancellor Philip Calvert, and Baker Brooke, Edward ffitzherbert and Jesse Wharton. Jones answered the "Rude and undigested Page" of crimes and misdemeanors which Smith and Jenkins had charged against him, in part by a demurrer, though he did not use the word. He had done the things, but by virtue of his trader's commission he had had a right to do them. He had, as charged, seized and bound all the Dutchmen he found at the Whore Kill, but with reason. When he sent his agent, Daniel Browne, up there, the Dutch had taken Browne and sent him away to New York; and Jones arrested them until he found out which one was responsible for carrying Browne away. As soon as he learned

this, he released all but the guilty man, and even him he released when a letter came down from New York (*ibid.*, p. 52). As to the charge that he had treated old Robert Catlin uncivilly, that he denied entirely. To that part of the information charging that he had seized two mares belonging to Henry Smith, he—or Morecroft for him—replied that it was so full of uncertainties that he ought not to be asked to answer for it. He asked the Court to dismiss him with costs and charges, but the Attorney General alleged that he was guilty, and both put themselves upon the judgment of the Court. “And after a full hearing of the businesse this day . . . And the said Thomas Jones Com^{iss} . . . for the sole Indian Trade of this Province, being openly Read His Lord^{ps} Justices are all Clearly satisfied that the said Thomas Jones hath Exceeded the Limmitts of his Com^{iss} . . . And therefors the Court Doe order the said Com^{iss} to be Imediately Cancelled & Vaccated, which was in open Court done by tearing off the seale”. The Court further ordered Jones to satisfy Cornellison, Otho Wollegast and Groendick for the goods he had taken and to pay their costs (*ibid.*, 55).

The matter of the seizure of Richard Ackworth's goods and his sloop was handled by a Court order on Ackworth's petition. The goods and the sloop were to be restored to their owner, but in future he should not go out of the Province with the sloop until he had cleared with the collector for his county (*ibid.*, p. 56).

The case involving the six mares said to have been imported into the Province and seized on that ground by Jones, like the other two cases, was heard and decided on December 10, 1672. Peter Hance appeared by Kenelm Cheseldyn, his attorney, by special grace of the Court, and said that he “he is in noe wise Guilty of the premisses against the forme of the statute aboue Imposed upon him” as Jones had charged, and both men put themselves upon the country (*ibid.*, p. 57). Accordingly, a jury was summoned, and both parties appeared, Hance by his attorney, Jones in his proper person. The jury decided that Hance had in fact brought the mares to the Whore Kill, from whence they did not say. “And the Court being fully satisfied that the Whorekeil was not at that tyme in the Actuell posession of the Right Hon^{ble} the Lord Proprietary, Therefore they doe Adjudge that the said Mares are not forfeited, and Doe Order them to be Released, And the said Thomas in mercy for his falce Complaint &c” (*ibid.*).

But Jones, if quick-tempered and not judicious, was energetic, and the Provincial government needed him. Very shortly after he had been turned down by the Court on all three points, on December 14, 1672, he was appointed an Indian trader for the Eastern Shore (*Archives*, V, p. 114). His commission was only a small part of what it had been. He had been the Indian trader for the whole Province, with the right to stop all others from trading. Now he was one of the traders for the Eastern Shore, and he could not halt intruders. He could not and someone else could. Two days after Jones's new license, another commission was given to Peter Groenendyck, to whom Jones had been ordered to make satisfaction for goods he had taken from him in the August raids. Groenendyck was authorized to trade with Indians and others in the

lower Eastern Shore counties of Somerset, Dorchester and Worcester, and to seize unlicensed traders (*ibid.*, 115). And Herman Cornellison, the other man to whom Jones had to make satisfaction, was on that same December 16, 1672, authorized to trade on the lower Eastern Shore, and to stop those not authorized. Cornellison's commission was limited to a year and no longer; the other two were not limited as to time. Two days later, December 18, 1672, Henry Smith, proponent of the charges against Jones, who had told the Council that he wanted to be relieved of his duties as justice of the peace for Somerset and Worcester because they took too much of his time, was, in compliance with his request, ordered to cease acting as justice of the peace (*ibid.*, p. 117). Whether this was in fact the resignation it was in appearance, is not certain: perhaps the Council-justices thought all these hot-headed Eastern Shoremen needed to be calmed down. At any rate they appear no more in these records of the Provincial Court.

IMPORTANT CIVIL CASES

In the three years devoted to civil cases at this time, there were almost or quite sixteen hundred cases that came up. Even deducting those in which little or nothing is said beyond "Continued until the next Provincial Court (and there are pages on pages of these), or in which there is one mention of a case and only one, there are several hundred in which the minutes of the clerk preserve at least something to interest the modern lawyer or the student of social conditions. Every case that came onto the docket is entered here in the Table of Cases at the end of the volume, by plaintiff and by defendant, and the subject matter of each is entered in the index. Perhaps a few of them deserve comment here. Of the cases in which it is indicated what the charge or the plea was, the vast majority concerned some form of debt. There were a few cases of ejectment, a few of breach of contract, several arising out of events that would seem to have justified criminal prosecution also. There were two cases that began as criminal (*post*, pp. 32, 158), and, without having been decided as such, appear later as civil suits for damages. But there were a hundred and fifty cases in which the plaintiff claimed that the defendant owed him sterling or tobacco and unjustly detained it.

Many land matters appear in this part of the records of the Provincial Court, and cases connected with land appear frequently on the docket. At this time, there were five steps in the acquisition of a piece of land from the Proprietary. Anyone coming into the Province to live was entitled to a certain number of acres of land for himself and for each person whom he brought in. The number varied with the conditions of plantation in force at the time of his arrival. After the rights had been proved to the satisfaction of the proper official, the immigrant received a warrant for the number of acres due him. The county surveyor, deputy of the surveyor general, next surveyed the land, and returned a certificate for it to the Secretary's office to be recorded. The next step, and the last needed to perfect the title in the grantee, was the obtaining of a patent.

Several cases in the Court arose out of trouble over one or the other steps in

the process of obtaining land. Thomas Kerey, who claimed three hundred acres for transporting himself and others into Maryland, said that he had proved his rights and had had a warrant for the acreage, but that no certificate had been filed by the county surveyor. He petitioned the Court for a certificate and a patent. George Johnson, the surveyor, said that he had certainly returned the certificate to the secretary's office, but that he had spelled Kerey's name as Carey. As well he might! The records were searched, and a certificate for three hundred acres was found under the name of "Charges Adventure" surveyed for Thomas Carey. The Court was satisfied that it was only a mistake, and ordered that a patent for the land issue accordingly. But the Court, like the surveyor, spelled the grantee's name as Carey (*post*, p. 60). In another case, the patent when it was issued said two hundred perches when the certificate had said four hundred. The Court looked into the matter and, having been convinced that it was an error of the clerk, ordered the faulty patent cancelled and another issued according to the certificate (*ibid.*, p. 137). In another case the deputy surveyor for Anne Arundel County left one line of the land completely out of the certificate he made out for Thomas Prat, and, when he confessed this, the Court granted Prat's petition and ordered that he have a patent according to the corrected certificate (*ibid.*, p. 179). In both of these cases the Court was exercising equity functions.

Getting a patent from the Proprietary was sometimes neglected as long as the owner could. With the patent, began the quit rents due the Proprietary, and the grantee saw no reason to pay them until he must. Sometimes he was caught up with and his land taken from him. Samuel Withers of Anne Arundel County, gentleman, had had surveyed for him two hundred acres of land in Talbot County. Yet he had not sued forth a patent within the time set in the Conditions of Plantation, so that "the said Two hundred acres of land is become Escheated to the Right hon^{ble} the Lord Proprietary", and the sheriff of Talbot was ordered to seize it. The record shows that Sheriff Tully did as he was commanded to do (*ibid.*, p. 96). Nor does it appear that Withers managed to get the land back, though he continued to live in Talbot and to hold positions of trust.

Since all the land in the Province belonged to the Proprietary until he granted it to someone else, it followed that he had the right to reserve for himself any land in the Province not already granted. Usually he did this when he was not yet ready to have it opened for settlement. On April 15, 1674, for instance, the Captain General and Governor, Charles Calvert, delivered up the patents for four pieces of land, "The said severall parcells of Land being reserved for his Lopps use" (*post*, p. 271). And a year later, on May 6, 1675, an undetermined quantity of Anne Arundel County land adjoining that recently surveyed for the Governor was "reserved for his Lopps use. (*ibid.*, p. 584). This was only about six months before Cecilius, first Proprietary, died, and his son, Governor Charles Calvert succeeded him as Proprietary.

The great majority of the land cases considered in these proceedings, it scarcely needs to be said, concerned two private parties, that is, they did not arise out of grants, though, of course, all of them ran back to that source. Many

land matters are entered here because a separate record for land did not begin to be kept until 1679. Although land transfers were often recorded, it was not imperative that they be, and many were noted only by an assignment on the backside of the original indenture. Of the land cases on the docket, most were ejectment to try title, or trespass and ejectment. Richard Rawlins brought an action of ejectment against Robert Parnepley. Parnepley had entered onto a piece of land which Rawlins had leased from Henry Peirpont, had cut down timber, and had ejected Rawlins from the land. Hubbert Lambert, the tenant in possession, was notified that unless he or the person from whom he claimed appeared and made themselves defendants in Rawlins's suit, confessed the lease, entry and ejectment and insisted only on the title, the defendant in the declaration would confess judgment and the plaintiff, Rawlins, would be restored to possession. When, on May 8, 1675, the case came up for decision, Lambert did not appear, either in person or by attorney, although John Carpenter of Anne Arundel swore before one of the justices of the Court that he had served him with proper notice. Thereupon, Peirpont, the person who had leased the land to Rawlins, prayed and got a writ of *habere facias possessionem*, and 590 pounds of tobacco for costs as well (*post*, 583-584).

Besides this case of Rawlins *v.* Parnepley, several other cases of trespass and ejectment turned upon the admission of defendants to take the places of casual ejectors. The case that began as Francis Holland *v.* Hugh Connell (*post*, 79-81) became Francis Holland *v.* Henry Beedle *et ux.* (*ibid.*, pp. 107, 151-153), when Connell, the casual ejector, was replaced by Henry Beedle and Sophia his wife, from whom Connell held. The case was tried before a jury, which came quickly to agreement on a verdict. But when Holland was called to appear and hear the verdict, he did not come, and a nonsuit was awarded against him. The Beedles even recovered their costs against him.

The case that began as Edmund Lister *v.* Thomas Momford (*post*, pp. 77, 102, 162-163) became first Lister *v.* Philip Shapleigh (*ibid.*, p. 203) and ended up as Edward Williams *v.* Philip Shapleigh (*ibid.*, pp. 235, 287). When, after two continuances, the case came to trial, Philip Shapleigh was admitted defendant, to acknowledge demise, ejectment and expulsion or suffer judgment by default. Before that trial, Lister died and Edward Williams took his place as plaintiff. The case of Williams *v.* Shapleigh came to trial in May 1674, but the new plaintiff did not appear to prosecute, and the Court ordered a nonsuit against him, with costs and charges to Shapleigh.

In the case of John Shanks *v.* John Blackiston (*post*, pp. 180-181), Blackiston had ejected Shanks from Langworth Point and "Thomas Donnes Neck", which Nehemiah and Elizabeth Blackiston had demised to him. John Blackiston acknowledged the service of the declaration, and, by permission of the Court, with the assent of both attorneys, Edward Connery was admitted defendant in his place. Connery was ordered to pay the plaintiff's costs, and Nehemiah and Elizabeth Blackiston, the lessor plaintiffs were ordered to pay those of the defendant. At that point the Court adjourned, and when it reconvened on February 10, 1673/4, John Shanks, who had been ejected from the land in question by Connery's John Blackiston, had become himself the casual ejector

(*ibid.*, p. 218). On that day the Court ordered that the deputy surveyor for Calvert County lay out the lands of Nehemiah Blackiston and Edward Connery according to their deeds from Thomas Gerard, in the presence of the sheriff of St. Mary's and of a jury summoned to attend the survey. The case came to trial on October 15, 1674. The jury to view the land and the surveying of it said that Nehemiah Blackiston's bounds set by his lease from Gerard were the same as those Robert Cooper had had before him, and that they existed before and at the time that Connery's lease, also from Gerard, was made. Now, when Blackiston and Connery appeared by their attornies, the jury found for the plaintiff, Nehemiah Blackiston, and the Court awarded him his costs and charges against Connery (*ibid.*, pp. 317-318).

Connery had lost to Blackiston, but he was not yet done fighting. Within a month or so of that decision, he brought suit against John and Rose Gerard, executors of the late Thomas Gerard, of St. Clement's Manor. Thomas had sold him the land from which he had been dispossessed and had covenanted to warrant the sale to him. This neither Thomas Gerard nor his executors had done, so Connery sued them for 40,000 pounds of tobacco (*post*, p. 491). They claimed that they had paid out more than the value of the estate, and both parties put themselves upon the country. When the case came up, on February 15, 1675, John and Rose came not, and Connery was awarded judgment by default, with a writ of inquiry of damages returnable next court. The jury, on May 7, 1675, awarded him 25,000 pounds of tobacco damages and 2434 pounds costs (*ibid.*, p. 553).

Before the case of Thomas Gibson *v.* Arthur Turner came to trial, Gibson filed a new declaration making James Neale and his wife defendants. A special warrant was ordered for a resurvey of the land in question (*post*, pp. 299, 464). Unless the lease, entry and ejectment were confessed, leaving only the title to be decided, the defendant, Turner, would confess judgment, and the plaintiff, Gibson, would get possession (*ibid.*, p. 464). Neale, the new defendant, and Gibson, both put themselves upon the country, and each was ordered to pay the other's costs and charges. On October 16, 1674, the Court said that the action of ejectment was really taken in order to try title to a piece of land in dispute between William Russell from whom Gibson had leased, on the one hand, and James and Anna Neale on the other. Therefore they ordered a survey to be made by the surveyor general or his deputy, in the presence of the Charles County sheriff and of a jury of the neighborhood, and according to their directions. Sheriff Rozer did as he was directed, and the survey was made. When the Neales said they had had no notice of the resurvey, another with the same jury was made, with the same result. The jury on the land declared that "the land now in question . . . now in the possession of Margaret Lovett . . . by Virtue of a lease from the said James Neale . . . to be and lye within the meets and bounds of the Land belonging to William Russell" (*ibid.*, 468). And yet, when, on February 11, 1674/5, the case came into court for decision the trial jury, sworn to say the truth "upon their Oathes doe say That they find for Cap^t James Neale defendant" (*ibid.*, p. 469). The Court looked at the decision and deliberated on it at length. Then they granted that

the Neales be acquitted and that they recover against Russell 4668 pounds of tobacco for their costs and charges. Russell was committed to the custody of the sheriff, but on May 4, 1675 he could not be found. Thereupon the Neales asked for and got an *elegit* against any land or goods or chattells Russell might have (*ibid.*, p. 581).

The historian must think that the clerk (who is often grossly careless), has left out a line or even two lines from the record on folio 460, which is page 469 *post*. The Court hears the jury verdict and deliberates maturely and diligently, "because it Seemeth to the Court here by the Evidence of the ancient Inhabitants . . . here at the barre upon their Oathes Viva Voce given and also by the Verdict of the jury aforesaid here at the barr delivered up". The record in no way indicates what it was that seemeth to the Court: the end of the sentence just is not there. Could it have been that they thought the verdict of the trial jury was against the evidence?

The case of Thomas Gerard *v.* John and Rose Gerard involved, as had that of Edward Connery *v.* John and Rose Gerard, a suit over the failure to keep a covenant. On January 9, 1671/2, Thomas the younger bought from his father the four-hundred acre manor of Westwood, and another four-hundred acre tract called the Meadows. For that land he was to pay to Marmaduke Snow, who was his uncle, the 6000 pounds of tobacco which his father, Thomas Gerard the elder, had agreed to pay Snow as the price of a release of claims against St. Clement's lands (*Archives*, LVII, p. 89). The indenture specified, as most indentures did, that the seller, Thomas the elder, was to warrant the land to the buyer, Thomas, the younger. Within less than a year, the younger man was dispossessed from the Meadows by Robert and Joshua Doyne, and Thomas asked his father to make good on the warrant. The father refused and his executors, John and Rose Gerard, had refused and had continued to refuse. Accordingly, on February 16, 1674/5, Thomas Jr. brought his action for 60,000 pounds of tobacco damages (*post*, p. 488). He was represented by Robert Carville, the executors by Vincent Lowe, the attorney general of the Province in his private capacity. Lowe said the executors had already paid out more than the personal estate would amount to, the plaintiff said they had not done so, and both sides put themselves upon the country. The jury in due course found for the plaintiff in the amount of 35,000 pounds of tobacco damages and 2008 pounds costs and charges (*ibid.*, p. 489). The sheriff of St. Mary's was ordered to make, that is, to collect, from the executors, but he reported, on May 4, 1675, that he could find only 1400 pounds. Hereupon Thomas asked for and got an *elegit* for the remainder (*ibid.*, p. 573). Edward Connery, who had sued these same executors for the same thing, their failure to warrant land, on May 7, 1675 recovered a verdict of 25,000 pounds of tobacco damages and 2434 for costs. Clearly John and Rose Gerard were having a hard time.

SERVANTS

Of cases involving servants, the majority came up and were settled in the county courts. Records of county courts already published in the *Archives of*

Maryland show this (volumes LIII and LIV). But many also came up in the Provincial Court, though the amount involved was often exceedingly small. Most of the indentured, or indented, servants came from the British Isles, if their names and their stories are proof. Several cases presented in this record arose from an indented servant's petition to the Court for his or her freedom. Always they were presented by way of petition, for servants had not the capacity to present them at law (*post*, p. 279). Christopher Batson told the Court that he had apprenticed himself to Abell Londgen, to serve him four years and be taught the art of navigation. Londgen, contrary to the indenture, had sold his servant's time to John Stevens, and Stevens refused to set him free, though he had served the time agreed on. The Court "Adjudge the said Christopher Batson to be set free" (*ibid.*, p. 95). But Stevens or Stephens still refused to free Batson, so that now Batson, free by the decision of the Court, sued him for 4000 pounds of tobacco in a plea of trespass upon the case. Stevens had kept him eight months after his time was served, and had refused to give him "his freedom Corne and Cloathes," that is, three barrels of corn, a suit of clothes a pair of shoes and stockings and a shirt. Of tools there were due him two hoes and an axe. Stevens denied that Batson was properly free, but the jury found for the plaintiff. Therefore the Court ordered that Batson recover from his former master his clothes and his tools in kind, 450 pounds of tobacco for the corn, and 920 pounds for his costs and charges (*ibid.*, p. 511).

When Elizabeth Hiccoks asked to be free from Edward Skydmore, she showed the Court a certificate from an English office "for Enrolling consents of servants in England & th[eir] agreem^{ts} with their Masters und^r the seale of the said office" which showed that she was to serve but four years. The Court went fully into the matter, said she was free, and ordered her master to pay her her corn and clothes accordingly. Elizabeth Thompson also asked to be freed from a master who ignored the fact that she had finished serving her time, and when her master's wife could show nothing to the contrary, she, too, was freed and was to have her corn and clothes (*ibid.*, p. 179). Henry Everitt, being twenty-one years old, and having already served his master George Beckwith, for eight years, asked the Court to say how long he must serve for six weeks he had failed to serve. The Court ordered that he serve according to the act in force when he arrived in the Province. Since the act of 1666 required ten days of service for every day of absence, and required also that a servant under fifteen—and some were under ten—must serve at least until he was twenty-two (*Archives*, II, 524), that meant that Henry had to serve sixty weeks for six, or a year and two months after he became twenty-two. Why the Court did not give a more explicit verdict does not appear. Henry Everitt appears no more in this record.

As to the corn and clothes, that was a matter of law. An act of Assembly of 1638/9 (*Archives*, I, p. 80) declared that a servant at the expiration of his time was to be given by his master, three barrels of corn, two hoes, an axe and some clothing. A man servant got a cloth suit, a shirt, shoes and stockings and a cap, all of them new. Women got a pettycoat, a waistcoat, a smock, shoes and

stockings, and all the old clothes she had. The earliest of these laws gave the servant as well fifty acres of land, five of it plantable (*ibid.*, p. 97), but this was repealed in 1663, because the master got only fifty acres for bringing the servant in, and to give him fifty acres would take away all the master's permanent gain. (*ibid.*, p. 496). Of course the master could give the servant more than the set minimum, and if the servant had an especially desirable trade, the master probably did so agree.

Isabella Goodale, or Elizabeth Gibbs, or Elizabeth Goodale, laid before the Court a complaint about the time to be served by her young son. There can be no manner of doubt that only one woman is being spoken of, yet three different names are used for her and no explanation is offered. She and the child had been brought to Virginia by John Quigley in 1668/9, and there she and the child had been sold to Captain James Neale. They were spoken of in the bill of sale as "One woman servant by name Elizabeth Gibbs and her sonn Gilbert Goodale . . . for the full terme and time of the Custome of Virginia to Say from the time of their Arrivall". Six months later the Westmoreland County court sat to make inspection of their ages, as was required for servants not coming in under indenture. The child was judged to be five years old, and was ordered to serve nineteen years, and his mother Elizabeth Gibbs, who was under indenture, was to serve five years. John Quigley had, in February 1668/9, sold the child for the full term and time allowed by Virginia law: now, on January 13, 1674/5, in Maryland, he made a signed statement that six years or so ago he had disposed of Elizabeth Goodale for five years from her arrival, and that she had "had with her a man child about five yeares of age which she said was her Sonn which I did no wayes putt of for any terme of time but to be free and cleere as Soon as his Mother". Had Quigley sold the time of the son, as Neale and the Virginia court said, or had he not? The Provincial Court read all the papers and heard all the witnesses, and on February 13, 1674/5, ordered that the boy be free and discharged from Neale's service. The Maryland court respected the decision of the Virginia court enough to order Quigley to pay Neale 2000 pounds of tobacco for the time the other court had ordered the child to serve (*post*, pp. 475-476).

In several cases, the transportation of servants plays a big part. George Wells received by the *Baltimore*, Capt. John Dunch, goods to the value of £500 or more, and also seven servants. The servants did not appear on the bill of lading, but Capt. Dunch signed a receipt for taking them on board, and he thought that the person to whom he delivered them gave him a receipt in his turn (*post*, pp. 145-150). In the case of Henry Spry *v.* Hugh French, Spry had delivered a man servant for 1600 pounds of tobacco, and a hogshead of molasses (Malossus must be molasses) to a total of 2400 pounds of tobacco, which Spry said French had not paid. When, on November 12, 1673, the case came up, plaintiff Spry admitted that he had had and lost a bill which defendant French had given him, so he had been forced to sue on an *assumpsit*, the only plea on which he could sue in the absence of a written and sealed contract. The Court examined the premises, and awarded Spry what he claimed, but it ordered him to pay the jurors, summoned and sworn but not used, ten pounds of tobacco apiece, and dismissed both parties (*ibid.*, pp. 153-154).

The case of William Hide *v.* William Nicholls shows that, even when a man had his transportation paid by someone else, he might well bring in a quantity of goods. Nicholls said he had brought in Hide and another man and three women and several parcels of goods, and he got the Court to order Hide to pay for his passage and go free. Hide and the other man could not agree on the division of the goods, so they left it to an umpire, Charles Boteler. When the goods were replevied from Nicholls, who had taken them as security for the payment of the passage money, they were listed by the sheriff: two swords, two hogsheads, one chest, one trunk, a small cask, a featherbed and a blanket. Considering the small quantity of goods sometimes left to be divided by a will, this is a large store. The umpire gave Hide a hogshead, a hamper of bottles, two swords, a featherbed bolster and a quilt (*ibid.*, 586-588).

George Cooley gave bond to John Ingram to deliver him "two able men servants between the ages of twenty and thirty, and failed either to deliver the men or to pay the 6000 pounds of tobacco according to the bond. Since the bond was for a sum twice the amount of the obligation, two men servants must have been worth 1500 pounds of tobacco apiece (*post*, 237-238). Mark Cordea, late of St. Mary's County, mayor of St. Mary's City, and planter (*ibid.*, pp. 281, 443) was sued by James Nuthall to "render unto him One Negro man betweene the age of fifteen & twenty yeares of Sound and perfect limbs and body which to him he oweth and unjustly deteineth". When the case came to trial, the defendant came not but made default, and the Court decreed that Ingram "recover against the said Marke the negro man as afore-said as also" 840 pounds of tobacco for costs (*ibid.*, 244-245). In a similar case, Ralph Dawson *v.* James Clayland, Dawson recovered, not the manservant he had covenanted for, but 3400 pounds of tobacco debt and 556 pounds more for costs (*ibid.*, pp. 459-460). Two or three other cases came up, in which, like Dawson *v.* Clayland, the plaintiff recovered, not the servants contracted for, but the value they would have had (*ibid.*, pp. 461, 579, 598-599).

Servants, indented or merely transported, could be treated like merchandise, and, as has just been shown, they often were so treated. At this time, however, there seems to have been little of the revolting cruelty that figures in the older records. Captain Thomas Bradnox, whose inveterate malice toward his servant women appears in previous volumes of the *Archives* (volumes XLI, pp. 500 ff.; LIV, *passim*), died late in 1661. There is only one case of the mistreatment of a servant, and oddly enough, it is not certain whether the servant was a man or a women. Marmaduke Semmes had been bound over for abusing and misusing his servant Vertu Avery, but, after the witnesses had all been examined the Court discharged him on payment of his fees (*ibid.*, p. 49).

Nor is there much trouble with runaway servants, though, of course the laws were still in force. As there were penalties against the runaways, so there were other and harder penalties against any persons who aided them. Servants might be sentenced to serve additional time, up to ten times the number of days absent (*Archives*, II, p. 524), or they might be whipped on their bare backs, even if they were women. Free persons who persuaded servants to run away or "entertained" them were subject to both civil and criminal action.

The rumored cruelty of masters, sometimes confirmed by the courts, inclined people to sympathize with runaways, even when allowance is made for the admittedly low quality of those who ran. At this time there were not more than a handful of such cases. George Beckwith, who appeared in court on December 10, 1672, with his servant John Owen, and made oath that the man had absented himself for fifty days, asked the benefit of the act of Assembly. "and the Court Computing the time, ordered the said John Owen to serve the said George Beckwith faithfully untill the last of January next & then to be free." (*post*, p. 50). It is assumed that "January next" meant January 1672/3, so that Owen had to serve only day for day. On the other hand, two other "servants unto David Driver, being brought by their said Master into Court, and he fully making it appeare to the Court that they had Runaway from him thirty six days apeice, It is by the Court ordered that they serve their said Master one yeare a peice" (*ibid.*, p. 92). This figures out to almost exactly ten days for one. In another case, a runaway, being caught, was ordered to serve seven months, though there is no word on how long he had absconded himself (*ibid.*, p. 179). One man who was charged with permitting servants to pass without their master's permission, was ordered to pay 6/8, and on paying it, he was discharged (*ibid.*, pp. 39, 44). One Thomas Chew, lawful servant to John Atkey, departed his service, and, after seven months, came into the hands of William Boyden. When Atkey sued Boyden for 8000 pounds of tobacco, the jury found for the defendant and awarded him 997 pounds for his costs. Though this decision said nothing about the servant, it is presumed that he went free (*ibid.*, pp. 63-65).

One of the few crimes committed by servants was the murder of John Hawkins by his servants, already referred to (*ante*, p. xviii). Because the men were servants of the man they killed, the case was petty treason instead of murder. Three women, presumably servants though not so described, were charged with having bastards and killing them: of the three, one was ordered to be hanged and presumably was hanged; one was acquitted by the court without a jury, and one was declared by a jury to be not guilty (*post*, 9, 20, 33). One woman, Amy Markes, was presented by the grand jury for having a bastard which apparently she did not kill. The mere having a bastard was a crime, and the penalty for it, when the father was not disclosed, was additional servitude for the mother to recompense her master for the trouble she had put him to (*Archives*, I, 441-442). Amy Markes was presented on the strength of an informer's testimony, but when she came to trial, no one appeared against her and she was acquitted by proclamation (*ibid.*, 30). There were at this time no suits for damages brought by the master of a woman servant against the father of the bastard.

The case involving Robert Harper shows that now and then there was a servant much above the type fit only to work in the tobacco field. Harper was a servant of Garrett Vansweringen "& Skilfull in administring phisick and pro-sesseing the same" (*post*, p. 528) Roger Shehee "being Sick & languishing of various and divers distempers of body" arranged with Vansweringen to have the physician-servant treat him, and he promised to pay the master "what for

the same [treatment] the said Garret should deserve". Garret said he deserved at least 520 pounds of tobacco, but neither Shehee nor his executors would pay it. So he sued the executors for 900 pounds of tobacco. Both sides put themselves upon the judgment of the Court, and the Court upheld Vansweringen completely. He was awarded his 520 pounds and also 996 pounds, which was more than he had asked, for costs and charges (*ibid.*, pp. 528-529). In another exactly similar case, Vansweringen sued the litigious John Quigley on account of the services of the same Robert Harper, chirurgeon. Quigley, "being Sick and languishing under a greivous distemper called the gripping of the Gutts", agreed to pay Harper's master "asmuch as the paines and Skill of the said Robert and the medicines and remedies expended" were worth. Harper attended Quigley from July 4 to November 27, 1674, and he cured him. Vansweringen thought Harper's skill and his time and the medicines and remedies he had used were worth 5335 pounds of tobacco, but Quigley refused to pay. Therefore Vansweringen sued him for 10,000 pounds, and produced a sworn and itemized account of Harper's work. The jury gave him 3335 pounds, with an undetermined amount for his costs (*ibid.*, pp. 545-547).

DOCTORS AND MEDICINE

The record of these years has relatively little about doctors and diseases. There are six or seven men mentioned as chirurgeons, and one man, Edward Maddock, of Charles County, is called doctor. In most cases, however, the title is by way of identification only: the chirurgeons are witnessing papers, or acting as someone's security, or defending themselves in actions of debt, or receiving from the Proprietary a grant of land, exactly as if they were not physicians at all. Nor is there much herein about diseases or sick people, even about sick servants, who have in times past figured so large. Three or four men arranged with someone, sometimes an innholder, to receive them and care for them in their illnesses, but all of them died without paying what they had promised, and those who had taken care of them had to sue their estates. Ambrose Biggs sued the estate of Thomas Sunderbee for 7,000 pounds of tobacco for that kind of care and produced in court an itemized account. But the Court awarded him only 1650 pounds, plus an unstated amount for costs (*ibid.*, pp. 91-92). Richard Keene, Calvert County, innholder, received and cared for William Ditton, merchant, for more than a year. Keene thought he deserved 2000 pounds of tobacco, but he could not collect it. Accordingly, he sued, and, when Thomas Dent, the administrator, said nothing in bar or avoidance of the claim, the Court awarded Keene the 2000 pounds damages he asked, and 512 pounds more for costs (*ibid.*, pp. 548-549). Joseph Pearse did "earnestly desire and importune . . . [Thomas Hussey] to permitt him to come and lodge at the Said Thomas house there to have his accomodation and to be attenede in his sicknesse" (*ibid.*, pp. 635). Hussey agreed, and Pearse stayed with him from July 16, 1664, to the 28th of the following September, and there he died. Hussey asked 3350 pounds of tobacco besides 1200 pounds for funeral expences. He submitted an itemized account for a total of

4700 pounds of tobacco and sued the administrator for 7000 pounds. When, on November 20, 1675, the case came to trial, and Pearse's administrator, like Ditton's, said nothing in bar or avoidance, the Court awarded Hussey 3300 pounds of tobacco for damages and 584 pounds more for costs. Execution was to be stayed until Governor Calvert was paid £67 sterling out of the estate.

The cases in which Robert Harper, indented servant and chirurgion, cured sick men, to the benefit of his master, have been mentioned (*ante*, xxxvi). There is a similar case where a chirurgion acted in his own behalf, and the patient was none other than John Coode, later the famous or infamous leader of the Protestant Revolution of 1689. In May 1672, Coode was very sick indeed of a seasoning. A seasoning was any disease affecting especially persons not yet used to the region, so Coode must have come to Maryland only very recently. He sent for John Pearce, Chirurgion, and asked him to heal him and cure him of the disease. Pearce attended him constantly for six weeks, and made for him "divers medicines plaisters drinckes Cordialls and other wholesome and fitt things to cure" him, and he did cure him. Pearce asked 10,000 pounds of tobacco, Coode refused to pay it, and Pearce sued for 14,000 pounds. The jury awarded him 5000 pounds plus costs. Coode's lawyer, Kenelm Cheseldyn, claimed the judgment was insufficient for lack of details. The justices examined the judgment, declared Coode's allegations were untrue and reaffirmed the award for 5000 pounds with 1743 pounds for costs (*post*, pp. 393-395).

OUTSIDE THE PROVINCE

There were at this time no cases heard by the Provincial Court sitting in admiralty, and not many cases involving ships and mariners in any way. To be sure, whenever there is a case involving a bill of exchange (and there are a dozen or more of them), trade outside the Province is sure to come in. Consider the case of John Litchington *v.* John Maltby (*post*, pp. 65-67). John Maltby, lately a St. Mary's County merchant, and earlier of New Haven in New England, was attached by John Litchington, mariner, master and part owner of the *Mary* of London to answer a charge of trespass upon the case. Litchington said Maltby had given him a bill of exchange on John Nethway of Fyall, for £120 sterling at ten days sight. Maltby of course agreed that if Nethway did not pay the sum, he, Maltby, would do so. Nethway did refuse to pay it, and Maltby had also refused, though he was bound. The jury found for the plaintiff, Litchington, in the full sum of £120 sterling with costs. Hereupon Maltby was "by the Co^t Committed to the Keep of the prison of the said Lord Proprietary in execution" for the total of the decision until he had satisfied it to Litchington. The prison of the Lord Proprietary was at that time on the plantation of Luke Gardner, gentleman, sheriff of St. Mary's County (*post*, p. 211). When Maltby continued to fail to pay the sterling and the tobacco, Litchington sued Sheriff Gardner, in whose custody Maltby was, on a charge that Gardner had permitted Maltby to escape (*ibid.*). The jury decided in favor of the sheriff, and awarded him his costs and charges. Since the

action was taken against the sheriff, it was the coroner and not the sheriff who summoned the jury (*ibid.*, p. 212). The other cases involving bills of exchange are not essentially different from *Litchington v. Maltby*. Pleas for an account were also likely to concern the affairs of persons outside the Province. Henry Phipps, administrator of Edward Maynard, mariner, deceased, summoned Thomas Marsh to an accounting of the time he was receiver of Maynard's tobacco, and the Court ordered Marsh to make the desired account. Marsh, like Maltby, was committed to the custody of his sheriff, of Anne Arundel County. Auditors were appointed by the Court, and, upon their long, detailed report, it was decided that Phipps had been damaged by Marsh's failure and delay, and a writ of inquiry of damages was granted him (*ibid.*, pp. 193-202). After several postponements, it was decided on October 13, 1674, that the mariner's administrator recover 7266 pounds of tobacco debt, 1000 pounds damages, and 2284 pounds costs and charges (*ibid.*, p. 312).

GUARDIANS AND ORPHANS

The troubles of guardians and orphans were considered by this highest court in the Province, though, to be sure, they generally came up in the county courts (*see Archives* LIII and LIV), or in the Court of Chancery. That court was composed of the same judges as those of the Provincial Court, with the Chancellor presiding, but there is at this time little mention of chancery or of cases in chancery. On October 16, 1674, the record states that Chancellor Philip Calvert, Thomas Taillor, Thomas Truman and Baker Brooke "continue the causes in Chancery untill the eighth day of December next." and "The Provinciaall Court adjourned untill the same day." (*post*, p. 370). No idea is given of the cases considered or of the dispositions made of them. It would seem that some of the cases heard and decided by the Provincial Court might better have been heard in the Chancery Court, which was separated from the Provincial Court in 1669.

The affairs of orphans and guardians do not bulk large in the Court proceedings at this time. Elizabeth Russell, daughter of Richard Russell, deceased was said by the neighborhood to have been "inhumanely beaten and abused" and therefore she came into court. When the Court saw the marks, they said she should be for a year in the keeping of Love Daniel, wife of Constant or Constantine Daniel, and that her stepfather pay Mrs. Daniel for her care. At that time Sarah Coleman also chose Mrs. Daniel for her guardian (*post*, p. 90). A little later William Wright, son of William Wright of Poplar Hill, chose Thomas Bennet to be his guardian, and the Court approved (*ibid.*, p. 95). Andrew Norwood came into court on February 10, 1673/4, and asked the justices to help him get his proper share of his father's estate. His father, John Norwood, had died, leaving seven children, leaving also a considerable estate. His mother, Ann Norwood got out letters of administration on her husband's estate and afterwards married James Boyd "a young man". The mother and her young husband refused to give Andrew his inheritance, and even turned him out of doors. Andrew, who did not want to go to law with

his mother, asked the Court to order that she have her thirds assigned to her, so that he and the other children should have what was due them. The Court, after a full investigation, did so order, and added that Andrew was to have all the patents and other papers relating to the estate.

If a widow with children remarried, as she usually did, the stepfather could not be restrained by her in his treatment of the children or of their estate. If, though, the children had a guardian, he could protect his wards. Robert Dunn, sheriff of Kent County, guardian of William Vaughan, told the Court that Jeremiah Eaton, the boy's stepfather, had not turned over to him 10,000 pounds of tobacco that had been left to young Vaughan by Major Thomas Ingram, who may have been the boy's godfather, nor the four head of cattle left him by his father (*post*, pp. 178-179). The Provincial Court ordered the case back to the Kent County court, with orders to find out what Eaton had of the property of the boy, and to have it turned over to his guardian. On November 12, 1673, the Kent County court reported that they had gone into the matter and had got from Eaton a promise to pay over to Dunn the 10,000 pounds of tobacco. Despite the court's order, Eaton had not paid over the tobacco, so the Provincial Court ordered that a *scire facias* issue to Eaton, to be followed by an execution for the tobacco if he did not show cause (*ibid.*, pp. 590-591). The proceedings of the Kent County court do not show anything more in this case, but there is a gap in them from October, 1671, to 1675/6 (*Archives*, LIV, pp. 317, 318).

SMALL CASES

Although the Provincial Court was at this time the highest court in the Province except the Governor and Council sitting as a court of appeals, the record shows it considering very small cases. In the case of Daniel Jenifer *v.* Lodowick Martin, the innkeeper and lawyer sued Martin for 308 pounds of tobacco, which amounted to 308 pence, since tobacco was valued at a penny a pound (*post*, p. 341). There were two or three cases involving 400 pounds or less, and a dozen or more worth less than a thousand pounds.

Nor were cases concerning small sums of money the only kind of small cases considered. The poor, especially the sick poor, asked for and got the Court's consideration. So, too, did widows and orphans. On May 6, 1674, John Le ffebure told the Court "That he is diseased by certaine infirmity of old Sores fallen into his legg that he is unable to worke for his liveing neither hath any thing to help himselfe but almost Starved for want of Sustenance and releife and prayes allowance for a maintenance or to transport him to his native Country." which may have been France. The Court learned that the St. Mary's County court had allowed him 800 pounds of tobacco, and ordered Mr. Clement Hill to arrange for his passage, and to give the old man what was left after the passage was paid (*post*, p. 543). Mrs. Walter Greene, whose husband was in prison for debt, told the Court that she had nothing to sustain herself or her child, and the Court ordered the St. Mary's County commissioners to give her and the child a competent maintenance (*ibid.*, p. 387). At that time a competent maintenance for a pauper was not a definite amount, but it was certainly

not more than a hundred pounds of tobacco a month (*Archives*, LIV, p. 322). In cases coming before the Court, four or five men were admitted *in forma pauperis*, but that did not necessarily mean real poverty: two or three of them were described as planters.

The proceedings of the Provincial Court were much more than a record of cases coming before it or of actions taken by it. Deeds, wills, land transfers, cattle marks, contracts, commissions and appointments to office, oaths taken, warrants and letters of attorney by the tens and dozens, and other kinds of papers not directly related to cases before the Court, appear here, whether they were offered to the Court or only handed to the clerk. The clerk did not mind: he got 16 pounds of tobacco for every side he recorded (*Archives*, II, pp. 137, 294). If these rather irrelevant papers were put into this record, they were at least permanent. Which is, of course, exactly why they were put here.

APPENDIX

In the appendix to this volume appear the Provincial Court proceedings from October, 1659, to February, 1659/60. Volume XLI of the *Archives* contains the Court records from 1658 to 1662, but when it went to press, pages 315-340 were missing from Liber PCR, which is reproduced in volume XLI. Later they were found and restored to their proper place. Although they cover only twenty-three pages (*post*, pp. 667-689), they are important enough to justify including them here, especially since this volume LXV, like the older one, deals with the Provincial Court. The matter of dating these pages proved troublesome, and it could be done only partly and by a close comparison with the text of the older volume. The last certain date before the gap is October 7, 1659 (*Archives*, XLI, p. 339). After the opening of the Court on that day, come orders given by it in several cases, records sent up from Calvert and St. Mary's County courts, and depositions in the action brought by Walter Hall against John Pille for withholding two hogsheads of tobacco belonging to Hall. In the midst of that case comes the break (*Archives*, XLI, p. 343), and the first of the recovered pages are so full of holes that they do not reveal much. The Court, evidently still sitting, considers two cases and decides them, receives a petition which it refers to the General Assembly, and orders an attachment. Then the "Court dissolved by y^e Gouverno^r" with no mention of the date of the dissolution. However, since the Court rarely, if ever, sat longer than four or five days, it was probably October 11 or possibly October 12. So the recovered pages begin some time between October 7 and October 12, 1659. The Governor, Josias Fendall, in dissolving the session "apoynted y^e next Provinciall Court to bee held att New Towne on S^t Maries County on y^e last Tuesday in y^e month of ffebruary following. (Viz) 28th of ffeb." 1659/60 (*post*, p. 670). Yet rather shortly he changed his mind, for a Provincial Court was "holden att y^e Resurrection manno^r in Caluert County this 12th of Decemb^r 1659" (*ibid.*, p. 674). When this December session came to an end is not known, and there is no clear inference: on page 683 *post*, some one demands of the Court a warrant against his adversary in an action of debt, and it was issued and made returnable "next Prou: Court att New-Towne 28th ffeb. next." Then

follow an order for the correct marking of a boundary tree, indentures of sale for land, and the settlement made at the marriage of William Bretton to Mrs. Temperance Jay. The appendix closes with an indenture for the sale of land and the assignments on the backside of it; and the already published text begins with the last two assignments to this indenture, the last one dated January 17, 1659/60, evidently between sessions of the Court. So the final date for this appendix is January 1659/60.

Because the contents of the appendix form a part of the already published volume, the enquiring reader is referred to it, and not much need be said here. There are, however, several matters interesting enough or important enough to deserve comment. John Norwood, sheriff of Anne Arundel, humbly petitioned the Governor and Council, saying that there was owing to him "seuerall summes of Tob due . . . for the apprehending & imprisoning of Certaine persons called Quakers", and asking for "some releife & satisfaction". The Governor and Council, who were the same persons as the Provincial Court, referred the matter to the General Assembly, of which the Council in another incarnation formed the Upper House. Although the Assembly proceedings do not specify whose imprisonment it was for which Norwood presented his charges, in April-May 1661, it is probable that it was the Quakers. At any rate, his petition and account were referred by the Upper House to the Lower House (*Archives*, I, 400), and it was voted a little later that "M^r John Norwood be payd 5975^{lb} tob out of the County of Anne Arrundell and 335^{lb} tob. out of the publike Leauy according to the Journall 30th Aprill" (*ibid.*, 420).

Two men, who could not agree on the division left to heirs, submitted to the decision of umpires. There were seven cows and three yearling heifers, truly a hard number to divide. Humphry Howell got "ffower Cowes named Old Dazie, Mopus, Browne Dazie, young Browning", and Nicholas White got three cows and two of the heifers: his cows were "Old Cherry, young Cherry, Black Dazie". The third heifer was given to Nicholas White's daughter Ellinor (*post*, p. 675). Truly, the Provincial Court did not hesitate to take cases of small amounts.

Dr. Jacob Lumbrozo, the unsavory person who runs in and out of the early history of the Province, demanded and got two warrants against Richard Smith, one for defamation, the other for assault and battery. Both were returnable next Provincial Court, February 28, 1659/60, but volume XLI is entirely silent about them.

Also in these 1659/60 proceedings are found the documents connected with the approaching marriage of William Bretton and Mrs. Temperance Jay. Although Bretton is often described as lord of the manor of Little Brittain, this is an error: he was owner of the plantation of Little Brittain which he held as of the manor (Land Office records, Liber A, fol. 209). The lady may have been married, or she may not: at any rate, she is always referred to as Mrs. Jay. Bretton, clerk of the Assembly, made over to two St. Mary's County men, Cuthbert Fenwick and Dr. Thomas Mathewes, for the use of Mrs. Jay and "such Child or Children (if any) as it shall please god to giue between her & mee all y^e . . . howses, Lands, goods, cattle & chattells hereafter sett downe &

expressed. (Viz) My now dwelling howse in Little Brittain aforesd wth fowre hundred Acres of Land next thereunto adioyning. Also one Black-browne Cow (named Browning) cropd both eares. Also one reddish-browne Cow (named Chesnutt) slitt both eares. Also one other reddish-browne Cow (named Cherry) & one Black Cow (named Collier) both of my own proper marke. Allso one Red Heifer, cropd y^e left eare, wth two slitts in y^e Crop & a hole in y^e right eare, & underkeeld. Allso one other yeareling blackish heifer of my owne marke. Allso Two Cow calues of this p^ent yeare of my owne marke (the right eare being slitt att y^e deliuey) wth all the encrease". Bretton reserved for himself for his lifetime all the milk of the cows and all the bull calves. He laid aside for Mrs. Jay his "owne best Bed wth all its furniture" and half of all his other household goods. Of these goods he says he had given the trustees a list: too bad that that list is missing. Furthermore, she might, within a year of his death, take half of all the hogs he left at his death. If she died first, what he has designated for her was to be used to make portions for any children they might have. This document is dated July 10, 1651: another of the same date gives her full power and control over an annuity of £20 sterling coming to her from Captain George Evelin of Virginia (*post*, 684-685). One of the first entries in the 1660 proceedings after the break being filled by this appendix tells about this annuity (*Archives*, XLI, pp. 343-344). On October 11, 1649, Captain Evelin acknowledged that Mrs. Jay had paid him £120 lawful money of England. For this, he bound himself to pay her every year in Virginia £20 sterling, during her lifetime. "And because money is scarce in Virginia [as it was in Maryland, too], I doe oblige myself to pay unto the s^d M^{rs} Jay, soe much goods, as she shall like of" amounting to £20 sterling. If Mrs. Jay should return to England within three years. Evelin was to pay her, in England, the £120 sterling. If he should fail to pay her what he had agreed, he was to make over to her considerable land in "Greendall old ffort or Middle Plantation worth £20 sterling. Middle Plantation was, of course, Williamsburg. Bretton, in agreeing that Temperance should control her own annuity, was really and unusually generous. It was a well-known and very firmly settled point of English common law that whatever personal property a woman brought with her into a marriage belonged to her husband, and he need not even leave her at his death property that she had brought him or money that she herself had earned. Temperance and William did get married, and, not much later, she joined him in deeding land for the erection of a Catholic church (*Archives*, XLI, 531).

In closing, the editor must express the real gratitude she feels to the two lawyer members of the Publications Committee. Mr. George Ross Veazey and Col. Harrison Tilghman both answered questions that had arisen in the editorial mind on legal points, and so helped in the accuracy of the text and the introduction.

PROVINCIAL COURT PROCEEDINGS

1670 [1671]

At a Provinciaall Court of the Right Hon^{ble} Cecilius absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore &c held at the City of St Maryes the seaventeenth day of ffebruary in the nine and thirtieth year of his Lordships Dominion &c over this Province of Maryland Annoque Domini 1670. before Charles Calvert Esq Leivetennant Generall and Cheif Governo^r of this Province of Maryland Philip Calvert Esq Chancelour William Talbot Esq Secretary William Calvert Esq Thomas Truman and Edward ffitzherbert Esq Justices assigned to Keepe the peace in the Province of Maryland aforesaid, moreover to heare and Determine diverse felony & transgressions and other misdemeano^r in the said Province perpetrated and Comitted. Liber J J
p. 478

Upon the Complaint of Elizabeth Moy wife of Richard Moy In holder that whereas her husband is dangerously sick; and that a servant of his named Nicholas Bradley (now p^rsent in Court) is stubborne and Rebellious, and refuseth to obey any of her lawfull Commands, and besides hath purloined several things out of her house, and the said Bradley not denying the same.

Ordered by the Court here that the Sheriff of St Maryes County cause the said Bradley to be whipped immediately upon the bare back, and that the said Bradley receive six lashes.

Henry Ward of the County of Baltimore having been long bound over to this Court and no pson appearing to psecute ag^t him the said Ward was here in open Court quitted by Proclamation.

March the 21th 1670 [1671]

Charles James of the County of Baltimore gentl become bound to the Right Hon^{ble} the Lord Proprietary in the full and Just sume of five hundred pounds Sterling upon condition that he should psonally appeare before the L^t Genall and his associate Justices at the City of St Marys the 3^d day of Aprill next Ensuing and then and there prosecute against the Murderers of John Hawkins late of Elke River in Baltimore County deceased then the said Recognizance to be void otherways to stand in force.

At a Provinciaall Court of th^e Right Hon^{ble} Caecilius absolute Lord and Proprietary of the Province of Maryland and Avalon Lord Baron of Baltimore &c. held at the City of S^t Maryes the tenth p. 479

Liber JJ day of Aprill in the nine and thirtieth yeare of his Lordshipp's Dominion over his said Province of Maryland Annoque Domini 1671. before his Lordshipp's Justices for the Keeping of the peace of the said Province, and moreover for the hearing and Determining of Diverse felonyes murders Trangressions and other misdeeds in the said Province Comitted and perpetrated assigned, at which time were p^rsent

The Right Hono^{ble} Charles Calvert Esq³ Capt Generall and Cheif Governo^r of Maryland.

The hono^{ble} { Philip Calvert Esq³ Chancelour.
Si William Talbot Baronet Secretary
William Calvert and } Justices.
Samuell Chew Esquires }

The Court being called the Cryer makes Proclamation

All Justices of Peace Coroners Stewards of Leets and libertyes and other Officers that have taken any Inquisitions Indictments or Recognizances whereby you have let any man to bayle put in yo^r Records thereof forthwith that his Lordshipp's Justices may proceed.

The Cryer maketh another Proclamation

You good men that are Empannelled to Enquire for the Right hono^{ble} the Lord Proprietary and for the body of this Province answere to yo^r names Everyman at the first call upon paine and perrill that shall fall thereon.

The names of the Grand Juro^{rs} are as followeth.

Foreman	Thomas Cosden	Thomas Griffin	John Bayley
	Richard Lloyds	Richard Bayley	John Cambell
	Thomas Payne	Bryan Dayley	George Macall
	George Beckwith	Elias Beech	John Waghob
	Richard Keene	Richard Edelen	ffrancis Hill
	Thomas Innes	Thomas Loker	Zachary Wade

The said Grand Juro^s in number Eighteene being called approved and were all sworne according to the Teno^r of the oath usually administered to Grand Juro^{rs}.

After which M^r Attorney Generall delivered unto them the ensuing Indictment which followeth in these words (viz^t)

Maryland ss. Let it be inquired for the Right hono^{ble} the Lord Proprietary if James Sall of Elke River in the County of Baltimore Laborer late servant of John Hawkins of Elke River aforesaid planter, and John the Negro laborer being also servant to the aforesaid John Hawkins, and also Robert Warry laborer being also servant to the aforesaid John Hawkins and Robert Spear laborer being also servant to the aforesaid John Hawkins and also Tony the Negro being also servant to the aforesaid John Hawkins the

sixteenth day of february in the nine and thirtieth yeare of the Dominion of Caecilius & in and upon the said Hawkins then their said Master by force and Armes that is to say with certaine Axes of the vallue of forty pence which they the said James Sall John the Negro Robert Warry Robert Speare and Tony the Negro then and there did severally hold in their hands and upon the forenamed Hawkins then there Master, then and there in the peace of God and the Lord Proprietary, being volluntarily of their mallice before thought of did make an assault, and the same Hawkins then their Master then and there with the said Axes feloniously and Traytorously upon his head strongly and stoutly did severally strike so that by the said stroakes the head of the said Hawkins then their said Master was then and there broke giving to him a mortall wound upon the Right side of the head nigh to the Crowne breaking in Severall pieces the skull of the head of him the said Hawkins of the Depth of Three Inches of the breadth of One Inch and the length of One Inch and halfe whereupon the body of him the said Hawkins did Imediately fall to the Earth and the said Hawkins instantly of the said blowes Died so that they the said James Sall John the Negro Robert Warry Robert Speare and Tony the Negro at Elke River aforesaid of their mallice aforethought of the said Hawkins then their said Master in manner and forme &c aforesaid voluntarily & wickedly feloniously and Traytorously did Kill against the peace of the Lord Proprietary his rule and Dignity. Liber JJ
p. 480

And further the said Attorney Generall Delivered unto the said Grand Jury the Inquisitions Examinations and other papers that concerned the said busnies, and also the witnesses that were p'sent to make good the said Indictm^t being called (viz^t) Charles James Coroner Augustin Harman Richard Chapman and John Rycroft who being Sworne to deliver the truth of their Knowledge in that busnies to the said Grand Jury. The said Juro^{rs} withdrew into a private Roome to consider of their verdict.

During which the Co^{rt} adjourned for halfe an houre.

The Court being sate againe at the End of the said halfe houre the Grand Jury came into the Court & p'sented to the said Court the said bill of Indictment and other papers, on the backside of which Indictm^t was then written (vizt) Billa vera.

Comand was then given to the Sheriff of St Maryes County to bring the said James Sall, John the Negro, Robert Warry, Robert Speare, and Tony the Negro, to the barre which being done. The Cryer made Proclamation in these words (vizt)

His Lopps Justices streightly Charge and Command all persons to Keep Silence for now they will proceed upon pleas of the Crowne to the arraignm^t of Prisoner^s upon life and Death and that all persons that have any Evidence to give against any of the prisoners now at the Barre draw near and give yo^r Attendance or forfeit yo^r Recognizances.

Liber J J
p. 481

whereupon the Clarke called to the said James Sall to hold up his hand, which he doing the Clarke said Thou art here indicted by the name of James Sall of Elke River in the County of Baltamore laborer late servant of John Hawkins of Elke River aforesaid. John the Negro, hold up thy hand, thou art also here Indicted by the name of John the Negro Laborer being also a servant of the aforesaid Hawkins. Robert Warry hold up thy hand, thou are here indicted by the name of Robert Warry laborer being also servant to the aforesaid John Hawkins Robert Speare hold up thy hand, Thou art here indicted by the name of Robert Speare laborer being also servant to the aforesaid John Hawkins, and also Tony the Negro hold up thy hand, thou art here indicted by the name of Tony the Negro being also servant to the aforesaid John Hawkins. for that you the sixteenth day of ffebruary in the nine and thirtieth yeare of the Dominion of Caecilius at^e in and upon the said Hawkins then your Master by force and arms &c that is to say with certain Axes of the vallue of forty pence which you the said James Sall John the Negro Robert Warry Robert Speare and Tony the Negro then and there did Severally hold in your hands, and upon the forenamed Hawkins then your Master then and there in the peace of God and the Lord Proprietary being volluntarily of your mallice before thought of did make an assault and the same Hawkins then your Master then and there with the said Axes feloniously and Traytorously upon his head strongly and stoutly did Severally strike so that by the said stroakes the head of the said Hawkins then yo^r said Master was then and there broke giving unto him a mortall wound upon the Right side of the head nigh to the Crowne breaking in severall peices the skull of the head of him the said Hawkins of the Depth of Three Inches and the breadth of One Inch and the length of One Inch and halfe whereupon the body of him the said Hawkins did immediately fall to the Earth and the said Hawkins instantly of the said Blowes died so that you the said James Sall John the Negro Robert Warry Robert Speare and Tony the Negro at Elke River aforesaid of your mallice aforethought of the said Hawkins yo^r said Master in manner and forme aforesaid volluntarily and wickedly feloniously and Traytorously did Kill against the peace of the Lord Proprietary his Rule and Dignity.

what sayest thou James Sall art thou guilty of this petty Treason or not guilty.

The said Sall answered (not Guilty)

Then the Clerke Demanded of him how he would be Tryed.

The said Sall Replied by God and his Country.

Then the Clerke Demanded of John the Negro if he were guilty of that Petty Treason or not guilty.

Who likewise pleaded (not guilty) and for his Tryall put himself upon God & the Country.

Then the Clerke Demanded of Robert Warry if he were guilty of the petty Treason aforesaid or not Guilty. who confessed himself Guilty. Liber J J

The Clarke immediately Commanded the Gaoler to look to him.

Then the Clerke Demanded of Robert Speare if he were guilty of the petty Treason aforesaid or not guilty. who pleaded not guilty and for his Tryall put himself upon God and the Country. p. 48a

Then the Clerke Demanded of Tony the Negro if he were Guilty of the petty Treason aforesaid or not guilty. who not Speaking English his pleading was respited that the Court and the Jury by the Tryall of the rest might see how farre the said Tony the Negro was concerned in this business

Immediately after the Sheriff of St Maryes County delivered to the Court here a pannell of the Juro^{rs} of life and death who being called appeare as followeth (viz^t)

Richard Smith	Thomas Spinke	Thomas Pritchard
Nathaniell Garnet	Samuell Neale	John Craycroft
William Petty	George Marshall	John Nuthall &
Marmaduke Symms	Henry Smith	Constant Daniell

The Clerke satisfied the prisoners that those persons that were last called were the Jury that were to passe upon their lives and their deaths therefore if they would Challenge them or any of them doe it before they were sworne.

The Jury aforesaid being called Every man by his name answered thereunto and were severally sworn none of the prisoners making any Challenge.

The Clarke then called to James Sall, John the Negro and Robert Speare Severally to hold up their hands, and bid them looke upon the Juro^{rs}, and the Juro^{rs} to looke upon the prisoners, and give them to understand that the said James Sall John the Negro and Robert Speare doe stand indicted by the name of James Sall of Elke River in the County of Baltamore laborer late servant of John Hawkins of Elke River aforesaid, and John the Negro laborer being also servant of the aforesaid John Hawkins and also Robert Speare being also servant to the aforesaid John Hawkins the sixteenth day of february &c (& so read the whole Indictm^t as before) upon which Indictment they have been arraigned, upon their arraignm^t they have pleaded not guilty and for their Tryall have put themselves upon God and the Country which Country they were so that their Charge was to Enquire whether the said James Sall John the Negro and Robert Speare be guilty of the petty Treason aforesaid whereof they stand Indicted or not guilty if they found them guilty to Enquire what lands &c and heare their Evidence—

Then was Called Charles James Coronor Augustin Harman Richard Chapman and John Rycroft and in open Co^{rt} sworne against

Liber J J the prisoners to give Evidence, to the Jury what they could Say
 p. 483 therein who having Delivered the same.

The Court called to the prisoners to Speake for themselves which they having severally done The Jury went from the barre to consult upon their verdict

The Jury being agreed Retorne into Court again, and being called by their names respectively answer thereunto, and the Clerke demanding if they were agreed of their verdict, They answer yea. Then the Clerke demanded who should Speake for them, and they make answer their foreman.

The Prisoners being then called to the barre

The Clarke called to James Sall to hold up his hand, and spoke to the Juro^{rs} to looke upon the prisoner.

And then Demanded of the Juro^{rs} if James Sall were guilty of the petty Treason whereof he stands indicted or not Guilty.

The foreman answered (Guilty.)

Then the Clarke Demanded of the Juro^{rs} if John the Negro (whom he called to, to hold up his hand) were guilty of the petty Treason whereof he stands Indicted or not Guilty.

The foreman answered (Guilty.)

Then the Clerke called to Robert Speare to hold up his hand And then Demanded of the Juro^{rs} if the said Robert Speare was guilty of the petty Treason whereof he stands indicted or not Guilty.

The foreman answered Guilty

Then the Clarke Demanded what Goods & Chattells lands and Tenem^{ts} they had at the time of the petty Treason Comitted or at any time since to their Knowledge who Reply (none).

Then the Court Comanded the said John the Negro James Sall & Robert Speare to be sett from the barre, and Tony the Negro to be sett to the barre. and the Court having weighed the Evidence that had beene against the aforesaid convicted pson, and the said Tony the Negro standing indicted for the same crime. (though the said Tony could Speake no English) yet put him upon his Tryall upon the same Jury. who being Sworne as aforesaid, and hearing what Evidence could be alledged against him went into the next Roome to Consider of their verdict.

The Juro^{rs} retorning into the Court and being agreed upon their verdict and being called by their names Respectively answer thereunto and the Clerke Demanding of them if they were agreed of their verdict they answered yea, Then the Clerke demanded who should Speake for them, and they answering their foreman.

Tony the Negro being called to the barre & holding up his hand The Clerke Demanded of the Juro^{rs} aforesaid if Tony the Negro were guilty of the petty Treason whereof he stands indicted or not guilty.

The foreman answered (not Guilty)

Whereupon the Cryer made Proclamation in these words (vizt).

Liber J J
p. 484

If any Man can informe his Lordshipps Justices or the Attorney Generall of any Treason murder felony or any other misdeameano^r Comitted or done by Tony the Negro now Prisoner at the Barre, let him come forth and he shall be heard for the Prisoner stands upon his Deliverance.

No person appearing to alledge any thing against him the Court discharged him of the Indictm^t aforesaid.

Then the Clerke Comanded the Gaoler to sett Robert Warry to the barre which being done The Clerke said as followeth.

Thou Robert Warry doest Remember that thou hast beene Indicted of Petty Treason by thee done and comitted, and upon thy Indictment thou hast beene arraigned and upon thy arraignm^t confessed the same, what canst thou now say for thy self why Judgm^t of Death should not be pronounced against thee?

who answered nothing.

Then the Clerke commanded the Gaoler to sett James Sall John the Negro and Robert Speare to the barre which being done the clarke said as followeth

You James Sall John the Negro and Robert Speare doe Remember that you have beene Indicted of Petty Treason by you done and Comitted, upon your Indictment you have beene arraigned, and upon yo^r arraignm^t you have pleaded not guilty, and for yo^r Tryall you have put yo^r selves upon God and the Country, which Country hath found you guilty, what can you or Either of you now say why Judgem^t of Death should not be pronounced against you and Either and Every of you.

who none of them answering anything.

The Cryer made proclamation. All manner of persons are strictly Charged and Comanded by his Lordshipps Justices to Keepe silence while Judgem^t is in giving upon paine and perill that shall fall thereon. which done—

His Excellency The Generall made a short Repetition of the haynousnes of their crimes, admonished them to prepare for Death and then passed sentence as followeth.

You James Sall John the Negro Robert Warry and Robert Speare are to goe from hence to the place from whence you came and from thence to the place of Execution and there you and Either and Every of you are to be hangd by the Necks untill you be dead. and so the Lord have mercy upon yo^r soules.

whereupon it was Comanded to the Sheriff of St Maryes County that he cause the bodyes of the said James Sall John the Negro Robert Warry and Robert Speare to be brought from the place where they are imprisoned unto the City of St Maryes on ffryday the Fourteenth instant, and then & there (on a Convenient Gallows which he shall cause to be set up between the hours of nine and Twelve of

Liber J J the same fourteenth day of this instant April that he cause the bodyes of the said James Sall John the Negro Robert Warry and Robert Speare by the hands of Tony the Negro now in his Custody to be hanged by their Necks, untill they be dead. And for his so doing
 p. 485 this shall be his warrant. Given under my hand & seale at arms the Eleventh day of Aprill in the 39th year of the Dominion of Caecilius &c Annoque Domini 1671.

Charles Calvert.

At a Provinciaall Court of the Right Hon^{ble} Caecilius absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltamore &c held at the City of St Maryes the fourteenth day of Aprill in the 39th yeare of the Dominion of Caecilius &c Annoque Domini 1671 before his Lordshipps Justices for the Keeping of the peace of the said Province, and moreover for the hearing and Determining of Diverse fellonyes, murders Transgressions and other misdeeds in the said Province Comitted and perpetrated assigned, at which time were p^rsent

The hono^{ble} Philip Calvert Esq^s Chancelo^r.

William Calvert	} Esq ^s .
Baker Brooke	
Thomas Truman	} Esq ^s .
Samuell Chew and	
Edward ffitzherbert	

The Court being called The Cryer makes proclamation

All Justices of peace Coroners stewards of Leets and libertyes and other Officers that have taken any Inquisitions Indictm^t or Recognizances whereby you have let any man to bayle put in your Records thereof forthwith that his Lo^{ps} Justices may proceed.

The Cryer maketh another proclamation.

You good men that are impannelled to inquire for the Right hono^{ble} the Lord Proprietary and for the body of this Province answere to your names Every man at the first call upon payne and perill that shall fall thereon.

The names of the Grand Juro^{rs} are as followeth.

Foreman	Thomas Cosden	} John Nuthall William Claw William Lucas Daniell Clocker George Macall ffrancis Hill	} David Holt Bryan Dayley John Rommings Samuell Windslow & Henry Parker
	William King		
	Guy White		
	Henry Neale		
	Thomas Griffin		

The said Grand Juro^{rs} in number sixteene being called appeared and were all sworne according to the Teno^r of the usuall oath.

after which the Indictm^t following was Delivered unto them by the Co:^{rt}

Maryland ss The Juro^{rs} for the Right hono^{ble} the Lord Proprietary Liber J J
upon their oathes doe p^rsent that Isabella Yausley late of South
River in the County of Ann Arundell Spinster being greate with
Childe with a certaine living infant the third day of March in the
nine and thirtieth yeare of his said Lordshipps Dominion at South
River aforesaid in the County aforesaid by the Providence of God
did labour with Childe and did bring forth a certaine male Childe p. 486
borne alive secretly and without the Company of any other women,
and that afterwards the said Isabella by force and armes and of her
mallice before thought the said third day of March in the nine and
thirtieth yeare of his said Lordshipps Dominion &^c the said male
childe so borne alive, and in a Natural being did make an assault
and then there feloniously did Kill so the said Isabella afore-
said the said male Childe of her mallice fore thought feloniously
and volluntarily did murther contrary to the peace of the Lord Pro-
prietary his Rule and Dignity.

And the said Attorney Generall ordered the Cryer to call the wit-
ness vizt Thomas Taylo^r Coroner William Burges & Cornelius
Haward, who appearing were sworne in open Court to deliver the
truth of their Knowledges to the said Juro^{rs}. The said Grand Jury
with the said witnesses withdrew into a private Roome and the
Court Adjourned for halfe an houre.

The Court being sate againe at the End of the said halfe houre
the Grand Jury came into the Court, and p^rsented to the Co^{rt} the
said bill of Indictm^t on the backside of which was thus written.
vizt. (Billa Vera)

After which the said Juro^{rs} were Discharged.

and then the Sheriff of St Maryes County was comanded to set
Isabella Yausley to the barr^e; and she being arraigned pleaded not
guilty & for her tryall put her self upon the Country.

whereupon the Sheriff of St Maryes County delivered in a pan-
nell of the Juro^{rs} names for life and Death who being called appeare
as followeth vizt.

fforeman	Thomas Payne	}	Robert King	}	Thomas Spinke
	William Petty		Richard Ridgell		William Hattoft
	Thomas More		Thomas Wright		Vincent Atchinson
	William Gifford		Walter Lane		Samuel Neale

The Clarke satisfied the prisoners that those persons that were
last called were the Juro^{rs} that was to passe upon her life and upon
her death, therefore if she would challenge them or any of them
she might doe it before they were sworne.

The Jury aforesaid being called Every man by his name answered
thereunto, and were severally sworne the prisoner making no
challenge.

Liber J J whereupon the Indictment is read againe to the Jury. after w^{ch} Indictm^t the Clerk said to the Juro^{rs}. upon which Indictm^t she hath been arraigned, upon her arraignm^t she hath pleaded not guilty & for her tryall hath put her self upon God and the Country which Country they were so that their Charge is to Enquire whether the said Isabella Yausley is guilty of the murder whereof she stands Indicted or not guilty if they found her not guilty then to say so & no more—but if they found her guilty then to Enquire what goods &c & so to heare their Evidence.

p. 487 Then was called Thomas Taylo^r William Burges & Cornelius Howard and were sworne in open Court against the prisoner to give Evidence to the Jury, what they could say therein who having delivered the same, The Court called to the prisoner to Speake for herself which she having done the Jury went from the barre to Consult of their verdict.

In the meane time the Co^{rt} Adjourned for halfe an houre. The Court being sate, The Jury came into the Court, and being called by their names Respectively answered thereunto,

The Clerk demanded if they were agreed of their verdict and they answered (yea) Then the Clarke Demanded who should Speake for them and they replied their foreman.

Isabella Yausley being then set to the barre, the Clerke called to her to hold up her hand, and spoke to the Juro^{rs} to looke upon the prisoner And then Demanded of the Juro^{rs} if Isabella Yausley then standing at the barre, were guilty of the murder whereof she stands indicted or not Guilty?

The foreman answered (Guilty)

After which the petty Juro^{rs} were discharged.

Then the Clarke Spoke to the prisoner at the barre as followeth Thou Isabella Yausley dost remember thou hast been Indicted of murder by thee done and committed, upon thy Indictm^t thou hast beene arraigned and upon thy arraignm^t thou hast pleaded not guilty, and for thy tryall thou hast put thy self upon God and the Country, which Country hath found thee guilty, what canst thou now say why Judgem^t of death should not be pronounced against thee.

The prisoner alledging nothing in Defence

Proclamation was made to comand silence whilst Judgem^t was in giving The Chancelour made a short Repetition of the foulness of her Offence and advising her to prepare for her End, and then passed Sentence as followeth.

Thou Isabella Yausley art to goe from hence to the place from which thou didst come, from thence to the place of Execution, and there thou shalt be hangd by the neck untill thou shalt be dead & so the Lord have mercy upon thy Soule &c

Whereupon it was comanded to the Sheriff of St Maryes County Liber J J
that he cause the body of the said Isabella Yausley to be brought
from the place where she is imprisoned unto the City of St Maryes
on the Seaventeenth day of this instant Aprill, and then and there
upon the Gallows between the hours of nine and Twelve of the same
Seaventeenth day of Aprill that he cause the body of the said Isabella
Yausley now in his Custody to be hanged by the Neck untill she
shalbe dead, and for his so doing this shalbe his warrant.

At a Provincial Court of the Right hono:^{ble} Caecilius absolute p. 488
Lord and Proprietary of the Provinces of Maryland and Avalon
Lord Baron of Baltimore &c, held at the City of St Maryes the
Seaventeenth day of October in the fourtieth yeare of the Dominion
of his said Lo^{pp} over this Province of Maryland Annoque Domini
1671, before his Lo^{pp}s Justices for the Keeping of the peace of the
said Province and moreover for the hearing and Determining of
Diverse fellonyes murders Transgressions & other misdeeds in the
said Province comitted and perpetrated assigned at w^{ch} time were
p^rsent

His Excellency Charles Calvert Esq^r Cap^t Gen^lall & Chief Justice.
The hono:^{ble} Philip Calvert Esq^r Chancelour
Baker Brookes & Edward ffitzherbert Esq^r.

The Court being called the Cryer makes proclama^{on} Comanding
all Justices of Peace Coroners Stewards of Leets and libertys &
other officers that have taken any Inquisitions, Indictm^{ts} or Recog-
nizances whereby they have let any Man to bayle to put in their
Records thereof that his Lo^{pp}s Justices might pceed.

A Recognizance Retorned out of Talbot County wherein Patrick
Sullivant is bound over to this Court for stealing goods of Doctor Patrick
Tilghmans, who being called appeares & comitted into the Custody Sullivant
of the Sheriff of St Maryes County.

The Sheriff of Dorchester County brings here into Court George
Munrow Comitted into his Custody by the County Court of Dor- George
chester County for that the said George Murow after he had sworne Munrow
the peace against one Thomas Kendall of the same County did
take a bill of Eleaven hundred and fifty pounds of Tobacco to dis-
charge y^e said Thomas Kendall from the peace and did declare that
he never feared the said Kendall before the said Justices, whereupon
they committed him to the Sheriff untill he should find suertyes to
appeare here & answeare his forswearing himself, and bound the said
Kendall in forty pounds Sterling to prosecute at this Court. The
said Munrow was Comitted into the Custody of the Sheriff of
St Maryes County.

The said Munrow was acquitted by proclamation, and discharged
paying his ffees. (vizt) to the Sheriff of Dorchester County sixteene
hundred pounds of Tobacco, as by his accompt allowed in Court
appeareth the ffees to the Clerke and Cryer of the Court, and to

Liber J J the Sheriff of St Maryes County, for all w^{ch} fees the Sheriff to be responsible if he set him at liberty.

The Sheriff of St Maryes County made a Retorne of a p^rcept to him Directed for the app^hending of Justinian Gerard for hog-stealing, that the said Gerard was not found in his Baliwick.

Humphry Joanes Humphry Joanes of St Maryes County bound over by Mr Benjamin Salley for a Rape upon Mary Smith and for speaking words ag^t the Lord Proprietary who being called appeares, and was Comitted into the Custody of the Sheriff of St Maryes County. Mary Smith James Kersha and John Warne witnesses against him appeare.

p. 489 Mary Stevens servant to Patrick fforrest for murdering her bastard Childe brought here into Court and committed into the Custody of the Sheriff of St Maryes County.

The Cryer makes proclama^{co}n.

You good men that are Empannelled, to Enquire for the Right hono:^{ble} the Lord Proprietary and the body of this Province answere to your names.

The names of the Grand Juro^{rs} are as followeth

Richard Tilghman foreman	William Turner
John Blomfeild	John Wright
John Nuthall	George Harris
John Anderton	Morgan Jones
Thomas Bennet	William Asbeston
John Bayley	Thomas Doxey
Thomas Lomax	John Balding
Demetrius Cartwright	John Robinson
Robert Tyler	Nicholas Brookes

The said Grand Jurours in number Eighteene being called appeared and were all sworne according to the Tenour of the usuall oath.

after which these Indictm^{ts} following were Delivered by the Attorney Generall unto the Grand Inquest (vizt)

Joshua Guibert Maryland ss Let it be inquired for the Right hono:^{ble} the Lord Proprietary of this Province whether Joshua Guibert of Lukeland in the hundred of Choptico in the County of St Maryes within this Province planter the fifteenth day of June in the nine and thirtieth years of his Lo^{pp}s Dominion &^c Annoque Domini 1671 the goods and Chattells of John Blomfeild of Mitcham Hall in the same County then and there being, to wit one steare three yeares ould, three heifers three yeares ould, two heifers two yeares ould foure yearlings being marked with the proper marke of Doctor

be Luke Barbour deceased, the marke of the same Cattle together with Liber J J
a mare foale of the proper goods of him the said John hath altered
pt and the same doth deteine and convert to his owne use and other
g- Enormities to him the said John then and there did doe contrary
to the peace of his Lo^{pp} his Rule and Dignity.

witnes. John Blomfeild.

1- Maryland ss Let it be Inquired for the Right hono^{ble} the Lord
ls Proprietary if Humphry Joanes of St Clements Hundred in the
s County of St Maryes planter, the Seventh day of January last past
1 in the year of our Lord 1670 at the Quarter of M^r Robert Sly late
of the County of St Maryes aforesaid, (since Deceased) by force
and Armes an assault did make, upon the body of Mary Smith, and
then and there Feloniously did Ravish and her Carnally did Know
against her will, contrary to the peace of y^e Lord Proprietary his
Rule and Dignity and against the Forme of the Statute in that
case made and provided.

witnesses John Ward }
James Keshaw }
Mary Smith }

1- Maryland ss Let it be Inquired for the Right hono^{ble} the Lord Pro- p. 490
ls prietary if Mary Stevens of St Maryes hundred in the County of St
s Maryes Spinster, on the five & twentieth day of July in the yeare of Mary
1 our Lord God One Thousand Six hundred Seaventy and one being Stevens
greate with Childe of a certeine living infant in the County afore-
said by the providence of God did labour with Childe, and did bring
forth one living Childe, and that afterwards the said Mary Stevens
by force and armes and of her mallice before thought of, did Kill
and murther the said Childe contrary to the peace of the said Lord
Prop^{ry} his rule and Dignity and against the forme of the Statute
in that case made & provided.

witnesses John Coman }
Thomas Dent }
Henry Hyde }

The witnesses to y^e said Indictm^t being sworne and sent wth the
Grand Juro^s, who had their Charge given them in writing by the
hono^{ble} the Chancelour. They with Drew upon their Charge.

The Court adjourned whilst Munday morning.

The 23th of October 1671. The Court met p^rsent as before.

The Grand Jury sent for, appeare, and being called over, answe^re
to their names. They make returne of the bills Delivered them before.
vizt

One ag^t Joshua Guilbert, for marking y^e Cattle of John Blomfeild Joshua Gui-
with his owne marke. on the backside of w^{ch} they returne. (Billa bert (billa
Vera) vera)

Liber J J
Humphry
Joanes (Ignoramus)
Mary
Stevens
(billa vera)

One other ag^t Humphry Joanes for Ravishing of Mary Smith upon the Backside of w^{ch} they returne (Ignoramus.)
One other ag^t Mary Stevens for murdering her bastard Childe on the backside of w^{ch} they returne. (Billa vera)
The grand Jury goe forth to draw up their p^rsentm^t.

The Sheriff was Comanded to set Mary Stevens to the barre & she being arraigned according to y^e forme of the aforesaid Indictm^t ag^t her for murdering her bastard Childe, she pleaded not Guilty and for her Tryall put herself upon the Country. whereupon the Sheriff of St Maryes County delivered to the Court here a pannell of the names of the Jurours upon life and death, who being called appeare as followeth. (vizt)

Henry Parker foreman	}	James Butler	}
Robert Rowlands		John Hunt	
Thomas Warner		Thomas Tovey	
Humphrey Limbey		Henry Bannister	
William Baker		Charles DeLaroch &	
Peter Bawcombe		Vincent Atchinson	

p. 491 The Clerke satisfied the prisoner that those persons that were last called were to passe upon her life and her death, therefore if she had any thing to object ag^t them she might Challenge them or any of them as she saw them come to the booke before they were sworne.

The said Jurours being called Every man by his name answered thereunto and were Severally sworne that they should well and truly try & true Deliverance make betweene y^e Right hono^{ble} the Lord Prop^ry and Mary Stevens prisoner at the barre, whom they should have in Charge. according to their Evidence.

The said Mary Stevens being againe arraigned & the Evidences ag^t her vizt John Coman Thomas Dent and Henry Hyde being called appeared not. the tryall of the said Mary is therefore by the Court referred whilst the next Provinciaall Court and in the Interim that John Coman Thomas Dent, and Henry Hide be summoned to appeare at the said next Provinciaall Court to prosecute & give Evidence against the said Mary Stevens. & y^e said Mary to remaine in the Custody of y^e Sheriff of St Maryes County

The Jury of life and Death discharged

The Grand Inquest come into the Court, and Deliver in this following p^rsentment. viz^t

Maryland ss. The Jur^{os} for the Right hono^{ble} y^e Lord Proprietary for the body of this Province doe p^rsent.

Joseph Weekes of Kent County for that he the said Joseph, sometime in Aprill 1670, and Severall times since hath stopped up the high way upon Kent County aforesaid as by the Information of George Harris and John Wright of the same County.

Humphry Joanes and Hugh Mackmarrough of the County of St Maryes for that they the said Humphry and Hugh the 26th of December last past at Lapworth in the County aforesaid did then and there utter certeine seditious speeches against his Lo^{pp} the Lord Prop^{ry}, and the Governo^r of this Province, as by the Information of John Weare of the same County

Liber J J

John Nicholls of St Georges Hundred in the County of St Maryes for Entertheyning Charles Baker Servant to the hono^{ble} Edward ffitzherbert Esq the sixteenth day of this instant moneth of October, and Severall times sithence, contrary to the act of Assembly in that case made and provided, as by the Information of y^e sd Edward ffitzherbert.

William Harper Constable of St Georges hundred in the County of St Maryes for Neglect of his office in not Serving a warrant to him Directed in June last paste, as by the Information of Edward ffitzharbert Esq.

William Greengo of St Georges hundred for Entertening william Stevens Servant to the hono^{ble} Edward ffitzherbert Esq the third day of this instant moneth of October, and Severall times Sithence, contrary to the Act of Assembly in that case made and Provided as by the Information of the said Edward ffitzherbert Esq.

In Testimoney whereof the said Juro^{rs} have hereunto subscribed this 23th day of October 1671 in the 40th yeare of his Lo^{pps} Dominion &c. p. 492

Signed by all the said Juro^{rs} with their pp hands
The Court having received the said p^rsentment discharged
the said Grand Juro^{rs}.

Humphrey Joanes acknowledges himself to owe unto the Right hono^{ble} y^e Lord Proprietary the sume of forty pounds Sterling.

Thomas Lomax and Richard Edlin acknowledge to owe unto y^e Right hono^{ble} the Lord Proprietary the sume of Twenty pounds Sterling a peice.

Upon Condition that the said Humphry Joanes shall psonally apeare before his Lordshipps Justices of the Provinciaall Co^{rt} at St Maryes the first day of the next Provinciaall Court, and there answere to such things as shalbe objected against him, touching Speaking of certeine wordes agt the said Lord Proprietary.

Cacilius &c To the Sheriff of the County of St Maryes greeting
wee comand thee that thou omit not for any liberty in thy Baliwick but that thou cause Joshua Guibert Humphry Joanes Hugh Macknemarry John Nicholls William Harper and William Greengoe all of St Maryes County to come before our Justices of our next Provinciaall Court to keepe y^e peace assigned, and to heare and determine all ffelonyes contempts trespasses and other misdemeano^{rs}

Liber JJ in our said Province comitted at our next Provincial Court to be holden at our Citty of St Maryes the nineteenth day of December next, then and there to answere certeine Articles touching us of w^{ch} the said Joshua Guibert stands indicted and the said Humphry Joanes Hugh Macknemarry John Nicholls William Harper and William Greengo stands before our said Justices p^rsented & have thee there this precept Witness our Deare sonne Charles Calvert Esq^r our Capt Generall & Cheif Justice of our said Province of Maryland the 23th day of October in the 40th year of our Dominion &c AD. 1671.

Rob: Ridgely.

Idem ad sher Kent v^rsus Joseph Weekes ret ut supra.

Sumons then issued for Tho Dent Henry Hyde & John Coman to appear & give Evidence ag^t Mary Stevens. ret ut supra.

Sumons then issued for Peter Roberts and Clement Haly to test v^rsus Joshua Guibert

James Lewis acknowledged himself to owe & stand indebted to the Right hono^{ble} the Lord Proprietary in the sume of fifty pounds Sterling, to be Leavyed &c.

George Marshall acknowledged himself to owe and stand indebted to the Right hono^{ble} the Lord Proprietary in the sume of Twenty five pounds sterling to be Leavyed &c.

Morgan Jones acknowledged himself to owe & stand indebted to the Right hono^{ble} the Lord Proprietary in the sume of Twenty five pounds sterling to be Leavyed &c.

The Condition of this Recognizance is such that if y^e above bounden James Lewis shall appeare at the next Provincial Court to be held at the Citty of St Maryes the nineteenth day of December next, and there answere such beinges as shalbe objected against him by the hono^{ble} W^m Calvert Esq^r touching certeine mutinous & seditious words by the said Lewis spoken as it is said, and abyde the Censure of the Court touching the same, then this Recognizance to be voyd, otherwayes to remaine in force and vertu

p. 493 At a Provinciall Court of the Right hono^{ble} Caecilius &c held at the Citty of St Maryes the nineteenth day of December in the fortieth year of his said Lo^{pps} Dominion over this Province Annoque Domini 1671. before his Lo^{pps} Justices for the keeping of y^e peace of the said Province, and moreover for the hearing and Determining of Diverse felloneys Murders Transgressions and other misdeeds in the said Province Comitted and perpetrated assigned at w^{ch} time were Present.

His Excellency Charles Calvert Esq Cap^t Generall & Cheif Justice. Liber J J
The hono^{ble} Philip Calvert Esq Chancelor.

The hono^{ble} { William Calvert
Baker Brooke and } Esqs.
Edward ffitzharbert }

The Court being called the Cryer makes proclama^{on} Comanding all Justices of peace Coroners Stewards of Leets and libertyes, and other Officers that have taken any Inquisitions, Indictm^{ts} or Recognizances, whereby they have let any man to Bayle to put in their Records thereof that his Lo^{pps} Justices might proceed.

Justinian Gerard bound over for hogstealing, being called appeares & Comitted into the Custody of the Sheriff of St Maryes County.

George Gouldsmith to psecute

Thomas Lord & Anthony Thompson witnesses.

James Lewis bound over for seditious words, being called appeares. & Comitted into the Custody of the Sheriff of St Maryes County. The hono^{ble} W^m Calvert Esq to psecute

The Cryer makes proclama^{on}.

You good men that are impannelled to inquire for the Right hono^{ble} the Lord Prop^{ry} and the body of this Province, answer to your names.

The names of the grand Juro^{rs} are as followeth vizt.

Mr Richard Smith foreman.	}	Culbert ffenwick	}
Robert Tyler		Henry Tripp	
Thomas Sprigg		Richard Bayley	
Thomas Innes		John Bayley	
Guy White		John Gouldsmith.	
John Gittings		Thomas Basset	
William Moffet	}	Thomas Gannt.	
John Burges			
George Marshall			
Morgan Jones			
Tobyas Wells.			
Jonathan Hopkins			

The said Grand Juro^{rs} in number nineteene being all called & sworne according to the Tenour of the usuall oath. after w^{ch} the Attorney Generall Delivered unto them these Indictm^{ts} following. they withdraw.

Maryland ss Let it be inquired for the Right hono^{ble} the Lord Proprietary if ffrancis Tyler late of Ann Arundell County in the ffrancis
Tyler

Liber J J Province of Maryland aforesaid the five and twentieth day of October in the yeare of our Lord God One Thousand Six hundred Seaventy and one not having the feare of God before his Eyes but being led by the Instigation of the Devill with force and armes & of his mallice p^rpensed at the house of John Barrell on the South side of West River in the County aforesaid about the houre of Eight in the Evening in &. upon one John Beck then & there in the peace of God & y^e s^d Lord Prop^ry being feloniously did make an assault and the aforesaid John Beck with a staffe of the vallue of One penny which the said ffrancis Tyler in his hands then and there had and held, the said John feloniously did strike and gave
p. 494 to the said John upon his head a certeine wound of the length of One Inch and of the breadth of One Inch and a halfe of which Mortall wound the said John Beck instantly dyed, and so the Juro^r aforesayd say that the aforesaid ffrancis Tyler the 25th day aforesaid in the year aforesaid at the house aforesayd in the County aforesayd the said John Beck feloniously did slay & Kill Contrary to y^e peace of the said Lord Prop^ry his Rule and Dignity.

John Beck Arthur Carleton
& John Barwell witnesses.

Maryland ss Let it be inquired for the Right hono^{ble} the Lord
Mary Prop^ry if Mary Stevens of St Georges Hundred in the County of
Stevens St Maryes Spinster on the 25th day of July in the yeare of our Lord God One Thousand Six hundred Seaventy One being greate with Childe of a Certeine living infant in the County aforesaid by the providence of God did labour with Childe and did bring forth One living Childe, and that afterwards the said Mary Stevens by force and Armes and of her mallice before thought of did Kill and Murther the said Childe Contrary to the peace of y^e said Lord Prop^ry his Rule and Dignity and against the forme of the statute in that case made & provided:

John Coman Tho Dent & Hen: Hyde witnesses

Let it be Enquired for the Right hono^{ble} the Lord Prop^ry whether
Justinian Justinian Gerard the fifth day of October 1671 two hoggs of the
Gerard goods and Chattells of John Gouldsmith of Bramly in the County St Maryes then and there found feloniously did take Kill and Carry away Contrary to his Lo^{pps} peace his Rule & Dignity.

Anthony Thompson } witnesses.
Thomas Lord }

The respective witnesses to y^e foregoing Indictm^t being severally called appeared and were by the Court sworne, and sent to give Evidence to the Grand Inquest.

fined 1500^t James Veitch } being returned of y^e grand Jury not appearing
Tob. Water Waterling } each fined 500th Tob.
Stephen Merly }

William Harper p^rsented last Court for neglect of his Office being Constable appearing; submitted to his fine—fined by the Court Twelve pence The said fine payd in Co^t. The said Harper Discharged. Liber J J
W^m Harper

Joshua Guibert p^rsented last Court for marking John Blomfeilds Cattle with the said Guiberts marke appeared by Robert Carville his Attorney & stood upon his Traverse, Ordered by the Court that the p^rsentm^t ag^t the said Guibert be quashed, and that he goe thereof without day Joshua Guibert

Roger Polley of Charles County being brought before this Court by virtu of y^e Chaunlo^rs warrant for intermarryeing with the slave of Richard Boughton gentl and the said Boughton not appearing to psecute Ordered by the Court that the said Polley be Discharged Roger Polley

John Nicholls and W^m Greengo being p^rsented by the Grand Inquest the last Court and the Sheriff having Sumoned them to appeare to answeare y^e p^rmisses here this day & they appearing not Ordered that new pcesse be made out ag^t them John Nicholls &
W^m Green-go

The 21th of December 1671.

The Grand Jurors being sent for appeare, and Returne the foregoing bills vizt

p. 495

ffrancis Tyler for Killing John Beck billa vera.
Mary Stevens for murdering her bastard billa vera.
Justinian Gerard for hogstealing billa vera.
The Grand Juro^{rs} Discharged.

The Sheriff of St Maryes County was Comanded to set ffrancis Tyler to the barre. who being arraigned according to the forme of the foregoing Indictm^t, pleaded not guilty, and for his Tryall put himself upon the Country, whereupon the Sheriff of St Maryes County retorned a pannell of the names of the Juro^{rs} of life and Death who being called appeare as followeth (vizt)

Charles Boteler foreman	}	Joshua Guibert	}	Henry Cox
William Lawrence		Nicholas Brookes		John Waghob
Peter Roberts		William Baker		Patrick fforest
Clement Haly		William Greengo		John Askin

The Clerke satisfied the prisoner that those psons that were last called were to passe upon his life and his death, therefore if he had anything to object against them he might Challenge them or any of them as they came to the Booke.

Liber J J The said Juro^{rs} being called Every One by his name severally answered thereunto and were Respectively sworne that they should well & truly try and true Deliverance make betweene y^e Right hono^{ble} the Lord Proprietary & ffrancis Tyler prisoner at the barre according to their Evidence.

The said ffrancis Tyler being againe arraigned, and the Evidences against him being called vizt John Beck Arthure Carleton and John Barwell appearing & being sworne to give Evidence ag^t the said ffrancis Tyler accordingly did declare their Knowledges touching the death of the said John Beck, and the said ffrancis Tyler having liberty to Speake for himself The said Juro^{rs} withdraw to Consult upon their verdict.

who imediately appearing, and the said ffrancis Tyler being set to the barr^e, and the said Juro^{rs} being called by their names Every man answereth thereunto, and being asked by the Clerke if ffrancis Tyler were guilty of the ffelony whereof he had beene Indicted or not guilty.

The foreman answereth—Not guilty and so they say all The Clerke demanded of the Jury if he did fly for it. they reply not to their Knowledge

The Clerk Demanded of y^e Jury how John Beck named in the said Indictm^t came by his death they say that ffrancis Tyler Killed the said John Beck with a Tobacco stick in his own Defence.

Whereupon pclamation was made that if any pson could Informe his Lo^{ps} Justices or the Attorney Generall of any Treason murder or felony Comitted by the said ffrancis Tyler let them come forth & they should be heard for the prisoner stood at the barr^e upon his Deliverance, No pson appearing the said ffrancis Tyler acquitted by pclamation.

p. 496
Mary
Stevens
quitted by
pclamation

Then was Mary Stevens set to y^e barr^e arraigned pleaded not guilty & for her Tryall put herself upon the Country, and the last named Juro^{rs} being called & sworn^e & y^e witnesses against her (vizt) Thomas Dent and Henry Hyde being likewise sworn^e, and the Court Examining the busines fully finde no prooffe of the said Indictm^t whereupon the said Mary was quitted by pclamation

Then was Justinian Gerard brought by the Sheriff and the former indictm^t against him for hoggstealing being pused by the Court & found insufficient, was by the Court quashed, and Ordered that the Attorney General Draw up a new Indictm^t ag^t the said Gerard, ag^t the next Court and that in the Interim the said Gerard Give security to appeare here the thirteenth day of ffebruary next to answere the p^rmisses.

Justinian Gerard acknowledges to owe & stand indebted to the Lord Prop^{ty} in the sume of 50^l sterl^g. to be Leavyed &^e.

John Pearce & Vincent Atchinson acknowledges to owe and stand Liber J J
Indebted to the Lord Prop^ry in the sume of 25^l sterl^s a peice to
be Leavyed &tc.

The Condition of this Recognizance is such that if the above
bounden Justinian Gerard doe appeare at the next Provinciaall Court
& then & there answere to such thinges as shalbe objected against
him. & stand to & abyde the censure of y^e Court, and in the meane
time be of good behaviour then this Recognizance to be voyd & of
none Effect, otherwayes to stand and remaine in force.

Humphry Joanes being accused for mutinous words & bound Humphry
Joanes
over last Court & no one appearing to psecute ag^t him, Ordered that
he be bound over to the next Court.

Humphry Joanes acknowledges to owe & stand Indebted to the
Lord Prop^ry in the sume of Twenty pounds sterling &c to be
Leavyed &c.

Peter Roberts & Joshua Guibert acknowledge to owe & stand
Indebted to y^e Lord Proprietary in the sume of Tenn pounds sterl^s
a peice to be Leavyed &c.

The Condition of this Recognizance is such that if the above Recogni-
zance dis-
charged by
the Court
bounden Humphry Joanes doe appeare at the next Provincial Court
& then & there answere to such things as shalbe objected ag^t him &
in y^e meane time be of good behaviour then this Recognizance to
be voyd, otherwayes to stand & remaine in force.

ffrancis Kilborne of Charles County retorned of y^e petty Jury fine 500^l
Tob
not appearing fined five hundred pounds of Tobacco according to
act of Assembly.

No Indictm^t being Drawn up by the Attorney Generall against
James Lewis for mutinous & seditious words Ordered that the
Sheriff of St Maryes County Keepe the said Lewis in his Custody
till further order.

The Court Adjourned untill the thirteenth day of ffebruary next.

The 25th Day of December 1671.

His Excellency the Generall being graciously pleased to order p. 497
the Sheriff of St Maryes County to let James Lewis his prisoner
goe to Bayle.

Then appeared before me Robert Ridgely Clerke of the Provin-
ciall Court the said James Lewis and acknowledged himself to owe
& stand Indebted unto the Right hono^{ble} the Lord Proprietary in the
sume of One hundred pounds sterling to be Leavyed of his goods
& Chattells lands & Tenem^{ts} incase he shall fayle of the Condi^{ti}on
following.

Then also appeared before me Marke Cordea of y^e County of

Liber JJ St Maryes gent John Peerce of the County of Calvert Chirurgion Bryan Dayley and Hugh Manning of the County of St Maryes planters, and did Either of them by themselves respectively acknowledge to owe unto the Lord Prop^{ry} the sume of five & Twenty pounds sterling a peice to be Leavyed &c.

The Condition of this Recognizance is such that if the above bounden James Lewis shall appeare at the next Provinciaall Court to be holden at the City of St Maryes the thirteenth day of february next and then and there answer to such thinges as shalbe objected ag^t him by the hono^{ble} William Calvert Esq^o, and stand to and abyde y^e Censure of y^e Court in that behalfe and in the meane time to be of good behaviour then this Recognizance to be voyd & of none Effect otherwayes to stand Remaine and be in full force & vertu.

Taken & acknowledged before me y^e day & yeare abovesaid Robert Ridgely Cler Cur Provinc^e.

At a Provincial Court of the Right hono^{ble} Caecilius &c held at the City of St Maryes the thirteenth day of february in the fortieth yeare of his said Lo^{pps} Dominion over this Province, Annoque Domini 1671 [1672], before his Lo^{pps} Justices for the Keeping of the peace of the said Province, and moreover for the hearing and Determining of diverse felonyes, murders Transgressions and other misdeeds, in the said Province Comitted and perpetrated, assigned at which time were present.

His Excellency Charles Calvert Esq^o Cap^t Generall & Cheif Justice
The hono^{ble} Philip Calvert Esq^o Chancelour

The hono^{ble} { William Calvert and } Esq^{os}
 { Edward ffitzherbert }

The Court being called, The Cryer makes proclamation, Comanding all Justice of Peace Coroners Stewards of Leets and libertyes and other Officers that have taken any Inquisitions Indictm^{ts}, or Recognizances, whereby they have let any man to bayle to put in their Records thereof that his Lo^{pps} Justices might proceed.

**Edward
Clerke** Edward Clerke Servant to Thomas Spinke bound over to this Court for that he falled a Tree & by accident it fell upon an unknown pson & Killed him. The said Edward Clerke was acquitted by pclamation

p. 498 The 14th of feb: 1671 [1672].

Present as before and Baker Brooke Esq^o.

**Justinian
Gerard
Humphry
Joanes** Justinian Gerard being called—appears Comitted to the Sheriff of St Maryes County.

Humphry Joanes his Recognizance discharged by the Court

James Lewis being called appeares, and was by the Court Comitted into the Custody of the Sheriff of St Maryes County, but upon his Knees humbly begging pardon of his Excellency & the Court, and in pticular of the hono:^{ble} W^m Calvert Esq for the lavishnes of his Toung, the Court was graciously pleased to remit his offence, whereupon the said Lewis was acquitted by proclamation, and the Court discharged him paying his ffees. Liber J J

The Sheriff of Charles County Delivered up to the Court here Richard Robinson Philip Lynes George Taylour Ellen Taylour Robert Clerke and Mary Clerke his prisoners to him Comitted for felony, who were all by the Court Comitted to the Sheriff of St Maryes County. The sheriff of Charles County Delivers up y^e Prisoners for Robbing Mr. Allen

The Cryer makes proclamaçon

You good men that are impannelled to inquire for the Right hono:^{ble} the Lord Proprietary and the body of this Province answer to your names

The names of the Grand Jurors are as followeth.

M ^r Thomas Mathewes foreman	}	Bryan Dayley	}
John Blomfeild		Thomas Spinke	
William Watts		Caleb Baker	
Marmaduke Symms		William Thomas	
Thomas Bennet		George Charlesworth	
John Nuthall		John Balley	
Thomas Griffin			
George Beckwith			
John Goldsmith			
Edward Dubury.			

Then was Peter Roberts of St Maryes County one of the Grand Jurours Fined for not appearing upon call five hundred pounds of Tobacco. Peter Roberts fined 500^l Tob

The said Grand Jurours in number sixteene being all called appeared and were sworne according to the usuall oath after which the Attorney Generall Delivered unto them these Indictm^{ts} following (vizt)

The Jurours for the Right hono^{ble} the Lord Proprietary upon their oathes doe p^rsent Justinian Gerard of the County of St Maryes for that the said Justinian Gerard Two hoggs of the goods and Chattells of John Gouldsmith of the County of St Maryes at Bramley in the aforesayd County did take Kill and carry away the fifth day of October in the fortieth yeare of his Lo^{pps} Dominion &c Annoque Domini 1671, Contrary to the forme and Effect of a certeine Act of Assembly in that case had made and provided and against the peace of his said Lo^{pps} Rule and Dignity. Justinian Gerard

Liber J J The Jurours for the Right hono^{ble} the Lord Proprietary of this
 Philip Lynes Province doe p'sent that Philip Lynes of Charles County within
 p. 499 this Province planter the sixth day of January in the nine & thirtieth
 yeare of his Lo^{pps} Dominion Annoq Domini One Thousand Six
 hundred and Seaventy by force and Armes that is to say with staves
 swords and Knives the storehouse of one John Allen of the same
 County Marchant feloniously burglarly and in the night did breake
 and Enter the said storehouse at Portobacco Creeke in the County
 aforesayd, and other Injures to the said John Allen then & there did
 to the great Damage of him the said John Allen, and against the
 peace of the said Lord Proprietary his Rule and Dignity

Richard Robinson The Jurours for the Right hono^{ble} the Lord Proprietary of this
 Province doe present that Richard Robinson of Charles County
 within this Province Planter the sixth day of January in the nine
 and thirtieth yeare of his Lo^{pps} Dominion annoque Domini 1670
 by force and armes that is to say with staves swords and Knives,
 one payer of weomens shoes to the vallue of Two shillings eight
 pence six Ells of holland to the vallue of fower and Twenty shillings
 two peices of six penny Ribbon to the vallue of fifteene shillings,
 one peece of three penny broad Ribbon to the vallue of foure shillings
 six pence foure yards of Red Cotton to the vallue of foure pence,
 six Cakes of soape to the vallue of three shillings three pence, ten
 gallons of brandy to the vallue of six & thirty shillings and Eight
 pence, one, Dozen Bottles of Canary wine, to the vallue of fower
 and twenty shillings, nine Ells of wide Dowlas to the vallue of
 Eightene shillings two payer of ffrench ffalls to the vallue of six
 shillings, three bottles of brandy to the vallue of two shillings and
 six pence five pounds of sugar to the vallue of Two shillings and
 one penny, One peck of flower to the vallue of one shilling Eight
 pence, one payer of weomens shoes to the vallue of two shillings
 Eight pence, one bottle of brandy to the vallue of Tenn pence six
 Ells of Canvas to the vallue of six shillings six pence, three bottles
 of brandy to the vallue of Two shilling six pence, Tenn Ells of
 holland to the vallue of forty shillings six pounds of sugar to the
 vallue of Two shillings six pence Two bottles of brandy to the
 vallue of one shilling Eight pence five pounds of sugar to the vallue
 of two shillings & one penny fower Ells of Dowlas to the vallue of
 Eight shillings, of the goods & Chattles of one John Allen of the
 County of Charles County aforesayd Marchant found feloniously
 did take steale & carry away against the peace of the said Lord
 Proprietary his Rule and Dignity. And that Philip Lynes of the
 said County of Charles County planter, George Taylour of the same
 County planter, Ellen the wife of the said George Taylour spinster
 Philip Lynes Robert Clerke of y^e same County Planter & Mary the wife of the
 George Tay- said Robert Clerke spinster, did feloniously incite councell and abet
 lour
 Ellen Tay-
 lour
 Robert
 Clerke
 Mary Clerke

the said Richard Robinson to the Comitting of the felony aforesayd Liber J J
in forme aforesayd, against the peace of the said Lord Proprietary
his Rule & Dignity.

And the Attorney Generall caused the Cryer to call the Respective
witnesses to the said severall Indictm^{ts}, and in open court caused
them to be sworne to Deliver the truth of their respective Knowl-
edges, concerning the same the Grand Juro's, and then the Grand
Juro's withdrew into a private Roome to Consider of the same.

The Court Adjourned untill to morrow morning nine a Clock.

The 15th of february 1671 [1672].

p. [499a]

Present as before

Then was Charles Budd Robert fford and Robert Ward sworne
in open Co^{rt} to give in Evidence against Richard Sheppey for hog-
stealing to the Grand Juro^{rs}.

Then was Thomas Whyniard & Ann Norman of Ann Arundell
County acquitted from hogstealing by proclamation.

Tho: Why-
niard
Ann Norman

The Court adjourned whilst to morrow morning Eight a clock.

The 16th of february 1671

Present as before.

The Sheriff of Kent County Returned his writ ag^t Joseph Weekes
who was p^resented for stopping up the high way upon Kent, the said
Joseph Weekes appeares, and traverses the said p^resentm^t

Joseph
Weekes

And upon the motion of Mr Morecroft the said p^resentm^t was
quashed by the Court for the incerteyntyes thereof.

The grand Juro^{rs} appeare being called answere to their names, and
retorne the Indictm^t ag^t Philip Lynes for felony & Burglary thus
Endorsed (vizt) (Billa Vera.) Grand Jury Depart.

The Sheriff of St Maryes County was comanded to set the said
Philip Lynes to the barre, who being arraigned according to the
forme of the foregoing Indictm^t against him, pleaded not guilty and
for his Tryall put himself upon the Country, whereupon the Sheriff
of St Maryes County returned a pannell of the names of the Juro^{rs}
of life & Death who being called appeared as followeth (vizt)

James Neale Jun ^r	Nicholas Guither	Leonard Greene
George Walker	Randall Revell	Thomas Bowdle
Tho Hussey	William Whittle	William Smith
Henry Moore	John Barnes	William Claw

Then was Robert fford of St Maryes County and Thomas Warner
of Charles County fined five hundred pounds of Tobacco Each for
being retorned of the Petty Jury and not appearing.

Liber JJ The Clerke satisfied the prisoner that those p^rsons that were last called were to passe upon his life and his Death, therefore if he had any thing to object against them or any of them he might Challenge them as he saw them come to the booke.

The said Juro^{rs} being called Every one by his name severally answered thereunto & were respectively sworne that they should well and truly try and true Deliverance make betweene the Right hono^{ble} the Lord Proprietary and the prisoner at the barre whom they should have in Charge according to their Evidence.

p. [499b] The said Philip Lynes being againe araigned, and the Evidence against him being sworne (vizt Richard Robinson) to give Evidence to the Co^{rt} & the Jury touching the p^rmisses. he declared the same upon oath the prisoner having also spoke for himself, and the Court having summed up the matter and given it in Charge to the Jury, the Jury withdrew to consider of their verdict.

who imediately Returning, and the said Philip Lynes being set to the barre, and the said Juro^{rs} being Respectively called by their names Every man answered thereunto. and the Clerk Demanded of them if Philip Lynes were guilty of the felony & burglary whereof he stood Indicted or not Guilty the said Juro^{rs} answered (not Guilty) nor that he did ffly for it.

The prisoner being cleared of this Crime was againe by the Court continued in the Sheriff of St Maryes Custody to answer another Indictm^t preferred against him this Court.

Then did the Grand Juro^{rs} Retorne the Indictm^t against Justinian Gerard for hogstealing Endorsed thus—vizt (Billa vera)

Then also did they retorne the Indictm^t against Richard Robinson before recited as principall & Philip Lynes George Taylo^r Ellen Taylour Robert Clerke and Mary Clerke as accessaryes Endorsed thus (Billa Vera)

Then also did they Exhibite to the Court this p^rsentm^t following vizt

Maryland ss The Juro^{rs} for the Right hono^{ble} the Lord Proprietary of this Province for the body of this Province being sumoned, and sworne the thirteenth day of this Instant month of ffebruary in the 40th yeare of his Lo^{pps} Dominion &c upon their oathes doe p^rsent

Richard Sheppey of St Clements Hundred in the County of St Maryes planter for hoggstealing the 21th day of January last past by the informaçon of Charles Budd Robert Ward & Robert fford of the same County planters.

Thomas Paine of St Michaells Hundred in the County of St Maryes for stopping up the passage to the waterside to St Jeromes Creeke the sixth day of this instant month of ffebruary

formerly accustomed to be used by severall people of the same hundred By the informa^{co}n of William Claw of the same hundred. Liber J J

Amy Markes of Poplar Hill in St Maryes County Spinster for having a bastard Childe the 31th day of January last paste by the informa^{co}n of Thomas Bennet of the same hundred.

The said Presentm^t was signed by the proper hands of the afore-named Grand Juro^{rs} sixteene in Number, and by them Exhibited into Court the Court upon Receiving of y^e same Discharged the said Grand Juro^{rs}.

Then was Richard Robinson Philip Lynes George Taylour Ellen Taylo^r Robert Clerke & Mary Clerke set to the barre, and were arraigned of y^e said felony according to the forme of the foregoing Indictm^t, and Severally pleaded not guilty and for their tryalls put themselves upon the Country and the Juro^{rs} of life and Death being called that is to say James Neale Jun^r George Walker Thomas Hussey Henry More Nicholas Guither Randall Revell William Whittle John Barnes Leonard Greene Thomas Bowdle William Smith & William Claw, and the prisoners making no objection against them they were all Respectively sworne according to the Teno^r of the usuall oath, and the Evidence against them being called that is to say Peter Jacobsin & John Allen, and the said Peter being a youth & not capable of an oath was not sworne, but the said John Allen being sworne, and giving Evidence to the Court and the Jury touching the Fellony aforesaid of w^{ch} the prisoners stood indicted & the Juro^{rs} having fully heard the same & what the prisoners could say for themselves the Juro^{rs} withdrew to Consult of their Verdict, p. 500

who immediately Retorning, Richard Robinson Philip Lynes George Taylour Ellen Taylour Robert Clerke & Mary Clerke being set to the barre, and the Juro^{rs} being asked if Richard Robinson were guilty of the felony whereof he stood indicted or not guilty, the Juro^{rs} answered not guilty—whereupon the principall Robinson being acquitted the Jury were not asked as to the accessaries—but proclamation was immediately made that if any manner of person could informe the Court or the Attorney General of any Treason Murder or felony comitted or done by Richard Robinson Philip Lynes George Taylour Ellen Taylour Robert Clerke or Mary Clerke or any of them now Prisoners at the barre let them come forth and they should be heard for the prisoners stood at the barre upon this Deliverance. w^{ch} being made three times in open Court & no one appearing, It is ordered by the Court that although the prisoners are acquitted by proclama^{co}n they shall not be discharged but in Reguard the Crime for w^{ch} they were Indicted by apparent circumstances Seemed to the Court to have beene Really comitted by them, and that the Jury acquitted them only for want of some Evidence, that the said Richard Robinson Philip Lynes George Taylour Ellen Taylour Robert

Liber JJ Clerke & Mary Clerke continue & Remaine in the Custody of the Sheriff of St Maryes County untill they shall give in security Each of them in ten pound a peice & their Securities in five pound a peice to appeare at a Provincial Court to be held at the Citty of St Maryes in Aprill w^{ch} shalbe in the yeare of our Lord 1673. and in the meane time that they be of the good behaviour.

The Court accepts of Mr Benjamin Rozer Security for Philip Lynes the said Philip bound in 10^l sterl^s & the said Rozer in 5^l sterl^s.

Richard Robinson being a servant to M^r John Allen, the said Allen became bound for the said Robinson to the Lord Proprietary in the sume of Tenn pounds, and Henry Phipps gent^l his security in the Sume of five pounds sterling.

Robert Clerke & } bound to the Lord Prop^ry according to the said
Mary his wife } ord^{er} of Court in 20^l sterl^s. to be Leavyed &c

Thomas Mathews and Tho Hussey their security bound in tenn pound sterling a peice for their pformance of the said ord^r.

George Taylour & Ellen his wife bound to the said Lord Prop^ry ut supra in the sume of 20^l sterling to be leavyed &c.

Henry More & William Whittle their security bound in Tenn pounds sterling a peice for their pformance of the said ord^{er}.

p. 501 Then was the Sheriff of St Maryes County comanded to bring Justinian Gerard into the Court, and the foregoing Indictment being Read to him, and he being admitted by the favour of the Court to have John Morecroft one of the Attorneys of this Court to be of his Counsell the said John Morecroft put in this following plea for and on the behalfe of the said Justinian here present in Court (vizt)

And the sayd Justinian Gerard by John Morecroft his Attorney Especially admitted by the favour of the Court, cometh and prayeth the hearing of the said Indictm^t, and it is Read unto him, which being read & heard the said Justinian saith that the Lord Proprietary by Collour of the premises in the said Indictm^t mentioned him the said Justinian Trouble and unquiet, neither will not nor ought because he the said Justinian by Protestation saith that the said Indictm^t is not sufficient in Law for him the said Justinian to be put to answere unto Notwithstanding for plea he saith, that as to the takeing Killing and carrying away of the said Two hoggs of the said John Gouldsmith in the said Indictm^t mentioned, or any thing contrary to the said Act of Assembly or against the peace of the said Lord Proprietary the said Justinian is in no wise guilty in manner and forme as by the said Indictm^t above is supposed & of this he puts himself upon the Country.

And the said Attorney Generall Vincent Lowe Esq^r who aswell
 &c likewise. wherefore Comand is given to the Sheriff of St Maryes
 County that he cause to come twelve &c by whom the issue Joined
 may be tryed because aswell &c. Liber J J

And the Juro^{rs} of that Jury came to wit James Neale Jun^r George
 Walker Thomas Hussey Henry More Nicholas Guither John Barnes
 Leonard Greene Thomas Bowdle William Smith William Claw,
 Daniel Clocker & Walter Waterlin, who being Elected tryed & sworne
 to say the truth in the p^rmises. upon their oathes doe say that the
 said Justinian Gerard is not Guilty of the hoggstealing in the said
 Indictm^t mentioned, whereupon the said Justinian Gerard was ac-
 quitted by proclama^{ti}on. & the Court discharged him paying his
 fees. Justinian
 Gerard ac-
 quitted

Then was Randall Revell of Somerset County one of y^e Juro^{rs}
 betweene y^e Lord Proprietary & the said Gerard not appearing fined
 500^l Tob. fine 500^l
 Tob

Then was also William Whittle of St Maryes County fined 100^l of
 Tob for being Drunke in Court. fine 100^l
 Tob

Then was John Glover of Charles County acquitted by pclamation
 for accidentally Killing John Brimblecum, and by the Court
 discharged

Then came John Nicholls of St Maryes County & pleaded not
 guilty as to the p^rsentm^t against him in October last. & the same
 was put in Respit untill the next Court. John
 Nicholls

Then was Richard Sheppey for hogstealing p^rsented by the grand
 inquest for the same comitted into the custody of the Sheriff of
 St Maryes County

Then was Charles Budd & Robert Ward both of St Maryes County
 bound in a Recognizance of 20^l sterling a peice, to psecute y^e said
 Richard Sheppey for hogstealing the next Provincial Court.

Venire fac then issued to the Sheriff of St Maryes County to
 Comand him to cause to come before y^e Justices of this Court the
 next Court to wit the ninth day of Aprill next W^m Grengo Richard
 Sheppey Thomas Paine & Amy Markes, to answere what they are
 severally p^rsented for

At a Provincial Court of the Right hono^{ble} Caecilius absolute Lord
 and Proprietary of the Provinces of Maryland and Avalon Lord p. 502

Liber J J Baron of Baltamore &c held at the City of St Maryes the ninth day of Aprill in the fortieth yeare of the Dominion of his said Lordship over this Province of Maryland Annoque Domini 1672 before his Lordships Justices for the Keeping of the peace of y^e said Province, and moreover for the hearing and Determining of diverse felonies murders Transgressions and other misdeeds in the said Province Comitted and perpetrated assigned at which time were p^rsent

His Excellency Charles Calvert Esq^r Capt Generall and Cheif Justice

The hono^{ble} Philip Calvert Esq^r Chancelor.

The hono^{ble} { William Calvert
Baker Brooke
Samuell Chew &
Edward ffitzherbert } Esq^s Justices

The Court being called the Cryer makes proclama^on.

Comanding all Justices of peace Coroners Stewards of Leets and libertyes & other officers that have taken any Inquisitions Indictm^{ts} or Recognizances whereby they have let any man to bayle to put in their Records thereof that his Lordships Justices might proceed.

Ann Pattison Ann Pattison of Ann Arundell County for murdering her bastard Childe brought into Court by the Sheriff of y^e same County & by the Court Comitted to the Sheriffe of St Maryes County.

Richard Sheppey Richard Sheppey of St Maryes County for hogstealing & his p^rsecuto^{rs} appearing ordered by the Court that an Indictm^t be drawne ag^t him.

St Maryes County W^m Greenegoe } appearing & no psecution ag^t them acquitted by
Amy Markes & } proclamation
John Nicholls }

Thomas Paine Thomas Paine of St Jeromes p^rsented the last Court for stopping up the high way appeares by John Morecroft his Attorney & pleads not guilty and imparles untill the next Co^{rt}.

Humphry Joanes of St Maryes County appeares & no prosecution ag^t him therefore was acquitted by pclamation.

The Cryer makes proclama^on.

You good men that are Impannelled to Enquire for the Right hono^{ble} the Lord Proprietary and the body of this Province answere to your names.

The names of the grand Juro^{rs} are as followeth.

Liber J J

W ^m Hemsely foreman	Richard Whittey	Benjamin Wells
Richard Royston	W ^m Barton	Richard Snowden
William Leeds	George Newman	Henry Neale
George Wells	Richard Morrice	Marke Cordea
Miles Gibson	W ^m Slade	Thomas Basset
John Lee	John Taylour	Richard Ladd

William Worgan &

William Morgan &

W^m Lawrence

Twenty in all

Then was Edward Beedle of Baltamore County, W^m Marshall of Charles County Francis Hill of St Maryes County, Thomas Paget & Charles Ascomb of Calvert County being returned of the Grand Jury & not appearing upon call fined Each man five hundred pounds of Tobacco. ^{2500^l fine p. 503}

The said Twenty Grand Juro^{rs} first named appearing being all Called & sworne according to the Teno^r of the usuall oath the Attorney Generall delivered unto them these Indictm^{ts} following vizt.

The Juro^{rs} for the Right honoble the Lord Proprietary upon their oathes doe p^rsent that Ann Pattison late of South River in the County of Ann Arundell Spinister being greate with Childe of a certeine living infant the xvith day of March in the fortieth yeare of his said Lo^{pp}s Dominion at South River aforesayd in the County aforesayd by the providence of God did labour with Childe, and Did bring forth a certeine living Childe borne alive secretly and without the Company of any other weomen, and that afterwards the said Ann by force and Armes and of her mallice before thought the said sixteenth day of March in the fortieth yeare of his said Lo^{pp}s Dominion &c the said Childe so borne alive, and in a naturall being did make an assault and then and there feloniously did Kill so the said Ann aforesayd the said Childe of her mallice fore thought feloniously & voluntarily did murther, Contrary to the peace of the Lord Proprietary his Rule & Dignity. ^{Ann Pattison}

John Taylor. Johanna Taylor

The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe p^rsent that Richard Shippey of St Clements Hundred in the County of St Maryes planter for that the said Richard Shippey one hogg of the goods & Chattells of Charles Budd of the County of Calvert in the said County of Calvert did take Kill and Carry away the one & twentieth day of January last paste in the fortieth year of his Lo^{pp}s Dominion Annoque Domini 1671, Contrary to the forme and Effect of a certeine Act of Assembly in that case had ^{Richard Shippey}

Liber J J made & provided and against the peace of his said Lo^{pp}s Rule and Dignity. Charles Budd and Robt Ward

The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe p^{re}sent that whereas by the Law and Custome of England every man is alwayes bound Safely & Securely to Keepe his Chattell & Chattells least by such like living creatures and Chattles Damage may any wayes happen to his Neighbours. Nevertheles one
 Tobyas Miles of the Clifts in the County of Calvert the Law and Custome aforesayd not Regarding the sixth day of May in the yeare of our Lord 1671 at the Clifts in the County aforesayd Knowing a certeine Dogg accustomed to bite men, and so negligently and unduly did Keepe that Dogg that the said Dog the sixth day of May in the yeare aforesayd, did greivously bite & sorely wound one Sarrah Carre of the Clifts in the County aforesayd upon the Arme and other parts of her body to the great Damage of the said Sarah Carre and against the peace of the Lord Proprietary his Rule and Dignity. Sarah Carre.

The Grand Juro^{rs} withdraw to Consider of the said bills, and the respective witnesses to the same being called appeare & are sworne in Court & sent to give Evidence for the Grand Jury.

The Court Adjourne untill the morrow morning.

p. 504 The 11th of Aprill 1672

Present as before.

The grand Juro^{rs} come into Court and being called appeare all Except Marke Cordea who having absented himself from his fellow Juro^{rs} without license of the Court was by the Co^{rt} fined five hundred pounds of Tobacco.
 500 Tob. fine

The said Grand Juro^{rs} make Returne of the severall Indictm^{ts} to them comitted by the Court for their Consideration as followeth (vizt)

On the backside of y^e Indictm^t ag^t Ann Pattison (Billa vera)

On the backside of Tobyas Miles Indictm^t (Billa vera)

On the backside of Richard Shippey's Indictm^t (Ignoramus)

Then was the grand Juro^{rs} Discharged.

Richard Shippey Then was Richard Sheppey set to the barre and was acquitted by proclamacon and discharged by the Co^{rt} accordingly

Then was Ann Pattison set to the barre & arraigned upon the foregoing Indictm^t ag^t her, and upon her arraignm^t she pleaded not Guilty & for her tryall put her self upon the Country, wherefore comānd was given to the Sheriff of St Maryes County that he cause to come twelve &c by whom &c to make a certeine Jury imediately

to try the said Ann Pattison for the fact aforesayd and the said Sheriff returns here into Court a pannell of the said Juro^{rs} names to wit Richard Smith George Charlesworth Daniel Clocker Thomas Hussey John Bayley Vincent Atchinson Curtis ffletcher John Nuthall Mathias Decosta Caleb Baker ffrancis Gunby & John Barnes. who to say the truth in the p^rmises being elected tryed and sworne, and the Evidences ag^t the said Ann being likewise sworne & delivering their Evidence ag^t her, and the said Ann speaking for herself the said Juro^{rs} upon their oathes doe say that she is not Guilty of the felony & murder whereof she stands indicted nor that she did fly for it, and so they say all whereupon the said Ann Pattison was acquitted by pclamation & by the Court discharged.

Liber J J

Then was Richard Prigg of Calvert County overseere unto M^r George Beckwith Comitted into the Custody of the Sheriff of St Maryes County for felony by him safely to be Kept in Irons untill the next Co^{rt}. Walter Quinton Tho Weekes & Jn^o Owen witnesses

Richard Prigg

Venire fac was then issued to the Sheriff of Calvert County to comand him to cause Tobyas Miles to come before the Justices of this Court the next Provincial Court to answe^r the Trespas whereof he stands Indicted.

Tobyas Miles

The Court Adjourned untill the 11th day of June next

p. 505

Maryland ss. By his Excellency The Cap^t Generall.

Whereas in April Court last Marke Cordea of St Maryes County one of the Grand Jury for not appearing with his fellow Juro^{rs} upon call was by the Court fined five hundred pounds of Tobacco, and whereas also ffrancis Hill for the same Cause was fined five hundred pounds of Tobacco also, These are to Certify you that I have remitted the fines of the said Marke Cordea & ffrancis Hill, and doe hereby ord^r you not to Estreate the same, and for so doing this shalbe yo^r warrant Given und^r my hand this 5th day of September in the 41th yeare of the Dominion of Caecilius &c Annoque Domini 1672

To Robert Ridgely Clerke of }
the Provincial Court }

Charles Calvert

10th Sept
1672
ffees posted

At a Provincial Court of the Right hono^{ble} Caecilius absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltimore &c held at the City of St Maryes the first day of October in the 41th year of the Dominion of his said Lordship over this Province of Maryland Annoque Domini 1672 before his Lo^{ps} Justices for the Keeping of y^e peace of the said

Liber J J Province, and moreover for the hearing & Determining of Diverse
ffellonyes murders Transgressions & other misdeeds in the said Pro-
vince Comitted & perpetrated assigned at which time were p^rsent.

The honorable	{ Philip Calvert Esq ^r Chancelo ^r . William Calvert Samuell Chew. Edward ffitzherbert & Thomas Truman	{ Esq ^s
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The Court being called the Cryer makes proclama^on

Comanding all Justices of peace Coroners, Stewards of Leets &
libtyes and other Officers that have taken any Inquisitions In-
dictm^{ts} or Recognizances whereby they have let any man to bayle
to put in their Records thereof that his Lo^{pp}s Justices might pceed.

John Griffeth John Griffeth for fellony appeares being called Comitted to the
Sheriff of St Maryes County

Thomas Paine bound over to psecute him likewise appeares.

James Lewis James Lewis for slanderous words &c being called appeares
Comitted likewise to the Sheriff of St Maryes County.

The Co^rt being informed that the said Lewis being bound by
Recognizance to the good behaviour, had severall times since broke
the said Recognizance It is ordered that Thomas Doxey & Richard
Atwood his security be sumoned against the next Co^rt to show cause
why the said Recognizance should not be Estreated.

Co^rt Adjourned till two a clock
in the afternoone.

p. 506 The Court met as in the morning & the Grand Jury being Called
appeares.

Foreman Garrat Vanswearingen	}	Daniel Clocker	}
George Marshall		George ffenwick	
Curtis ffletcher		Jeremy Eaton	
Leonard Greene		Daniel Browne	
Edward Roe		Daniel Devine	
Tobyas Wells		Hugh Manning	
Christopher Nutter			
Christopher Barnes			
Henry Smith			
ffrancis Jenkins.			

who being sixteene in Number were all sworne according to the
Tenour of y^e usuall oath. and Receiving their Charge withdrew to
Consider of such bills as should be p^rsented them.

Then did the Court ord^r that Thomas Jones of Som^rset County Liber J J
(being accused for severall thinges done beyond his Commission)
should have subpena's for his witnesses.

The Court Adjourned whilst to morrow morning.

The 2d of October 1672

The Court met p^rsent as before.

The Grand Jury come and attend y^e Co^rt. & p^rsent these papers
following.

The Juro^m for the Right hono^{ble} the Lord Proprietary upon
their oathes doe p^rsent that John Griffeth late of St Michaells hun- John Griffeth
dred in St Maryes County laborer y^e Second day of September in
the 41th yeare of the Dominion of Caecilius &c Anno^m Domini 1672
by force & armes that is to say with staves swords & Knives one
hoe of the vallue of six pence sterling of y^e goods & Chattells of
One Thomas Paine of St Michaells hundred in the County of
St Maryes aforesayd gent^l found feloniously did take Steale &
Carry away against y^e peace of the said Lord Proprietary his Rule
& Dignity Vincent Lowe.

Nicholas Guither }
Morgan France }

On the backside of the said bill was this written. Billa Vera.

Then was the said John Griffeth set to the barre & being arraigned
pleaded not guilty, and for his Tryall put himself upon the Country.
and the Sheriffe of St Maryes County retorning the names of the
Juro^m of life & Death who being called appeare as followeth. that
is to say Joseph Chew Bryan Dayley John Grammer William
Dunkerton Thomas Walker Alexander Draper Abell James William
King Demetrius Cartwright Arthur Wright John Warren & Ignatius
Warren who to say the truth in the p^rmises being Elected tryed &
sworne & the witnesses being upon Oath having Delivered their
Evidence to the Court & the Jury and the prisoner having spoke
for himself, the said Juro^m upon their oathes doe say that the
said John Griffeth is not guilty of the fellony whereof he hath
beene arraigned & so they say all whereupon the said John Griffith
being set to the barre was acquitted by pclamation, and Discharged
by the Court paying his ffees.

The 4th of October 1672 Present as before.

p. 507

Then came the Grand Juro^m into the Co^rt & psented these bills
following Endorsed as followeth.

1^o of October 1672

Liber J J M^r Attorney Generall.

By virtue of the Act of Assembly ag^t the Transportation of horses & Mares into this Province I did Cause six Mares to be seized at the Hore Keele the 24th of August last being Transported to the Hore Keele by one Peter Hance a Dutchman about the 21th day of August last was twelve moneth I have my witnesses Ready to come to tryall Either for the acquittall or Condemna^{co}n this in the behalfe of the Right hono^{ble} the Lord Proprietary is informed by yo^r humble servant

Thomas Jones.

Endorsed Ignoramus.

Articles of Complaint Exhibited by Thomas Jones to his Excellency Charles Calvert Esq^r Governo^r the hono^{ble} Philip Calvert Esq^r Chancelo^r and the Rest of his Lo^{pps} Privy Council ag^t Henry Smith one of his Lordships Justices of peace for Som^rset & also for Worcester Countyes.

Imp^{ta} That the said Henry Smith during the time of his being Justice of peace in Som^rset County aforesayd hath obstinately & Contemptuously Kept an unlicensed Ordinary contrary to Law for the Space of Two yeares last past untill the fourth day of September last past in contempt of the Governm^t & authority of this Province

Item That the said Henry Smith having arrested one Stephen Whitman for Speaking seditious words in his house let the said Whitman to Bayle of One single pson whereby the said Whitman is now escaped & fled this Province & so hath Escaped Justice.

Item that the said Henry Smith being a Justice of peace and having one Charles Wix a Bricklayer a Runnaway servant belonging to one Doctor in James River delivered to his Custody to be sent to his Master the said Smith detained him in his Custody not sending him home with other his fellow servants Runnawayes. Notwithstanding his Master writ to the said Smith to send him home psuading the servant he would free him to the Encouragem^t of the serv^t & wrong of his Master, and hath Kept him at worke for the space of Two moneths, & still doth Keepe him.

Item that one Christopher Nutter having taken up Two men with their swords and other Armes Runnawayes and intending to Carry them to the next Justice of peace Mr Ballard as the Act of Assembly requires the said Smith hearing thereof Sent a warrant for the said Runnawayes Kept the said Nutter prisoner at his owne house the said Nutter asking him how long he should stay the said Smith said During the said Smiths pleasure, and after y^e said Nutter had beene prisoner Severall houres he went away, then the said Smith sent hue & Cry after him for breaking prison upon w^{ch} the said Nutter being taken the said Smith by Mittimus sent him to prison to the Sheriff of Somerset County for breaking Prison.

Item That the said Henry Smith in the Exercising the said office of

Justice of peace in Somerset County doth Exercise an Arbitrary power over the Good people there with such Great Rigour & Extremity, that many of the Inhabitants groane und^r it. Liber JJ
p. 508

That at my the said Jones being at the hore Keele in Worcester County the sd Smith did openly declare that he would not obey the millitary power there whereupon Diverse deserted their Comand^{rs}. and if any supply had beene sent the Dutch that opposition had beene made wee had all been Ruined w^{ch} words the said Smith hath since used, and further sayd he would be Cesar aut nihil.

That whereas his Excellency had apointed & ordered the surveyo^r Item
ffrancis Jenkins should lay out at the Hore Keele Neck a mile square for a Towne according to the Directions of the Justices of y^e County the said Henry Smith & ffrancis Jenkins by Combination & Confederacy together that notwthstanding the Directions of the Justices the said Jenkins did Layout for y^e mile or y^e Towne in other manner then the Justices had Directed saying he would lay out the Towne where he listed himself, And by Covin betwixt him & y^e said Smith the said Jenkins survey'd six hundred Acres of land for y^e said Smith where the Towne should have beene After w^{ch} the said Smith passed the same over to the said Jenkins, whereupon the said Thomas Jones prayeth the discretion of the hono^{ble} Board, and that the said Henry Smith may be Required to answere to the p^rmisses.

Tho: Jones.

Endorsed Ignoramus.

These are humbly to informe yo^r Excellency that Capt Thomas Jones did wth six or seaven men goe up to the Hore Keele where he first caused all y^e Dutchmen to be bound then opened their Chests taking severall furies & two Blankets, and some Powder the w^{ch} he ordered to be throwne into y^e River and Dranke their Anniseed Water this by Information.

Upon August the 22th wee did see him bring into the Guard (with others he Employed) Deere skins Wampum Peake Blankets Trading Cloth powder pipes Knives looking glasses, with severall furies wee suppose to the vallue of sixty pounds sterling.

Also the said Thomas Jones did upon the 21th of August ride up to one Robert Catlin and Drew his sword calling him ould Rouge and Dogg with other Scurrilous Exp^rssions, and Runn his sword thorow his Cloathes to his skynn only for accidentally carryeing us a little out of y^e way.

That he did upon the 23th of August when Complaint was made to me as being one of his Lo^{pps} Justices of y^e Peace for his taking a way a pound of Powder from an English man w^{ch} he Kept for his Defence and had Retorned not much above halfe did Reply that if I the said Smith had so much there he would seize it giving me the ly with many other Scurrilous Exp^rssions and threats declaring he

Liber J J would not show his Commission to such a one as I was. That upon August y^e 24th after my Deputie did Cause Daniel Browne by a warr^t to seize two of my Mares with severall others Notwithstanding they had been there as by Information at least two yeares.

That the said Thomas Jones being Sheriff of Som^rset County did at a Co^{rt} held in August p^rsent an under Sheriff to the Co^{rt} Declaring that he did not intend to sweare him, but since the Court suffered him to be abused he would sit with them no More, and if they would not sweare him he would, he also declared that he would goe No more to Court for he had provided an under officer good Enough to scold with the Com^r of the Court, that an ord^r of Court sent to him to Execute as Sheriff he did in p^rsence of some Gentlemen of Virginia Refuse & flung it back againe to the bearer. all w^{ch} with many other abuses doth dissincourage most people to seate these pts.

Hen: Smith: Fr: Jenkins.

Endorsed (Billa vera)

Richd Moy The Grand Jury in the behalfe of the Right hono^{ble} the Lord Proprietary of this Province doth p^rsent Richard Moy of the City of Maryes Inholder for that he the said Richard in and about the Second day of this Instant October, did deny & refuse to take a peece of Spannish Coyne comonly Knowne by the name of a peece of Eight for six shillings sterling money Contrary to An Act of Assembly in that case provided.

G Vanswearingen.

Richd Meekins The Grand Jury in the behalfe of y^e Right hon^{ble} the Lord Prop^ry of this Province doth p^rsent Richard Meekins of Dorchester County planter for that he the said Meekins hath taken & Killed Diverse hoggs, and marked other Contrary to his Lo^{pps} peace and in Contempt of an Act of Assembly in that case provided

Tho: Browne Informer.

G Vanswearingen

Evidences to be pduced

Endorsed Billa Vera.

Raymond Stapleford }
William Jones }
Richard Tubban }
Daniel Hawkins }

John Renny The Grand Jury in the behalfe of the Right hono^{ble} the Lord Proprietary of this Province doth p^rsent John Renny of Pocamoke River in the County of Somerset planter for that he the said John Renny in and about y^e 14th day of August in the 40th yeare of his said Lo^{pps} Dominion at y^e place aforesayd, an assault upon the pson of Barbary the wife of Cornelius Johnson of the County aforesayd did then & there make wounding & Drawing blood from y^e sd Barbary Contrary to his sd Lo^{pps} peace and also a Dog of the said Cornelius Johnsons did then & there Kill with a Gun and other

misdeameanors & Threatning words, he did then & there utter vizt Liber J J
as that he the said Renny would burne the house and goods of y^e
said Johnson Contrary to his Lo^{pps} peace and his Rule & Dignity.

Evidences

G Vanswearingen.

Thomas Motley }
Henry Harman }

Endorsed Billa Vera.

The Grand Jury in the behalfe of the Right hono^{ble} the Lord Pro-
prietary doth p^sent Thomas Beson of Ann Arundell County for Thomas
that he the said Thomas Before in & about the Tenth day of March Beson
in y^e 40th yeare of the Dominion of the hono^{ble} Caecilius Annoq^{ue}
Domini 1671 Did suffer & ord^r Christopher Spry and John Philips
servants to Bryan Dayley to passe contrary to his Lo^{pps} peace and
an act of Assembly in that case provided. G Vanswearingen

The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon p. 510
their oathes doe p^sent that James Lewis of St Michaelles hundred James Lewis
in the County of St Maryes planter not having the feare of God
before his Eyes but being moved & seduced by the Instigation of
the Devill and little weighing the fidelity he oweth to the said Lord
Proprietary and the Lawes of this Province little Esteeming nor
the Paines in them Conteyned at all fearing the Six & Twentieth
day of July last in the One & fortieth yeare of his said Lo^{pps} Do-
minion and Diverse times both before & since at the house of
Thomas Doxey in the hundred & County aforesayd maliciously
falsely & of his owne proper Imagination these false Scandalous
words & Rumours of the Governo^r & Chancelo^r of this Province and
of Col^t William Calvert One of his Lo^{pps} Councello^{rs} of this Province
and one of the Justices of the Provincia^ll Co^{rt} of this Province did
utter (vizt) that the Governo^r Chancelo^r & y^e sd Col^t W^m Calvert
were all Rouges & that y^e said Col^t was a Bastard, all w^{ch} words
although they are false he reported as truth and many other Scan-
dalous words he then & there did utter & publish against the peace
of his said Lo^{pp} his Rule & Dignity and Contrary to an act of Assem-
bly in that case made & provided Vincent Lowe.

Elizabeth Greene }

Thomas Brimson }

John Burridge }

Christopher Spry }

witnesses.

Endorsed (Billa Vera)

The Grand Juro^{rs} were Dismissed & James Lewis brought into
Co^{rt}.

The foregoing Indictm^t Reade to James Lewis who pleaded not
guilty and put himself upon the Country, and the Sheriff retorning
the Juro^{rs} names there appeared Joseph Chew William Dunkerton
Thomas Walker Alexander Draper Abell James & Demetrius Cart-

Liber JJ wright John Warren Ignatius Warren John Hartwell John Stone Aholiab West & John Pollard who to say the truth in y^e p^rmisses being Elected tryed & sworne upon their oathes doe say that they finde the said James Lewis guilty of what is alledged in the Indictm^t.

Whereupon it is ordered by y^e Court that y^e said James Lewis receive immediatly thirty nine Lashes on y^e bare back and that the Sheriff of St Maryes County Cause y^e same to be Executed upon the said James Lewis, and further that the said Sheriff Keepe y^e body of the said Lewis in his Custody untill he shall finde suertyes for the good behaviour, and such suertyes as two of the Justices shall approve of whereof one of y^e said Justices is to be of y^e Quorum.

500^l Tob fine Then was Bryan Dayly Retorned of the foregoing Jury finde five hundred pounds of Tobacco for his Default in not appearing upon call.

p. 511 Upon the Information ag^t Capt Thomas Jones Exhibited by Henry Smith and Francis Jenkins & found billa Vera by the Grand Inquest It is by the Co^{rt} ordered that the said Information be mended in matter of forme and that he have a Coppy of it, when mended, & pleade to it y^e next Co^{rt}.

The Court Adjourned whilst Munday morning.

The 7th of October 1672 Present as before.

1^o October 1672

Mr Attorney General By vertu of a Comission of y^e sole Indian Trad^r of this Province to me Graunted by the Lord Proprietary and by y^e said Comission Empowred to take seize or surprize any pson or psons together with their Ship or Ships Sloopes or other Vessells with all their Truck or any Skynns or ffurrs Clandestinely had or purchased Trading without lycense from the Lord Proprietary by vertu of w^{ch} Comission I have taken severall ffurrs and other Truck according to the pticulars underwritten the w^{ch} I p^rsent to you as his Lo^{pps} officer for the Acquittall or Condemnation thereof as prooffe shalbe made w^{ch} is the information of Sr

Yo^r humble Servant
Tho Jones.

Seized at y^e Hore Keele y^e 26th
of June 1672.

One Beaver skyn
seaven Otter Skynns.
Eleaven Mink skynns.
one Wolfe skynn
Two Racoone skynns.
One Muskrat skynne

At y^e same place the 24th of August last.

Liber J J

nineteene Minke skynns

four Racoone Coates

One bundle of Racoone skynns

Seaven Deare skynns

Eight y^{rs} of Red Matchcoate cloth.

Two blew Coates

One peece of Matchcoate Cloth

One Pewter Pype

sixteene quills

four Dozen of Glasses

One halfe Dozen of Trading Knives

Ten Jewes Harpes

Nine bundles of w^t peake

thirteene of black ditto

one pound of Red Lead.

ffrom Richd Ackworth a Trad^r in
Manoakin River last of July
Anno. 1672.

fforty two Deare Skynns.

One hundred Eighty Eight muske
Rat skynns

Twenty foure Racoone Coates.

Arrested his Sloope w^{ch} he Confessed he Traded in for y^e said skynns & severall times went out of this Province with his said Sloope without making Entry of what Exported Tho Jones.

To his Excellency The Capt Gen^l of this Province of Mary-land &c. p. 512

The humble petition of Richard Ackworth of Som^rset County planter. Humbly sheweth.

That whereas Capt Thomas Jones of this County of Som^rset about the beginning of August in the 41th yeare of the Dominion of the Right hono^{ble} Caecilius &c over this Province of Maryland Annoque Domini 1672 made his Repayer to yo^r pet^{rs} house (in yo^r pet^{rs} absence) with some others in his Company, and the said Thomas Jones desired yo^r Pet^{rs} wife to let him have some syder w^{ch} yo^r pet^{rs} wife did accordingly, the said Jones Remaining from the time he came w^{ch} was about Tenn a clock in y^e morning of the day he came untill Early the next morning at w^{ch} time the said Jones got up not making any that did belong to my family Acquainted, Then & there did illegally Ransack seize take & Carry away forty Thre Drest deare skynns, One hundred Eighty odd muskrat skynns, Twenty ould Racoone Match coates and two beare skynns and them put on board yo^r pet^{rs} Sloope, the w^{ch} sloope he also made seizure of, and both the goods aforesayd with the Sloope carryed away to the Landing of M^r Randall Revell, and there brake up y^e Cabbin Dore of yo^r pet^{rs} Sloope which was fast locked, and tooke out of y^e said Cabbin a pcell of shot the said Jones not giving an accompt to any of my family wherefore he made seizure of the foregoing skynns nor Sloope, Yo^r pet^{rs} Sloope being at his owne landing & his wife

Liber J J being asleepe yo^r pet^r being much Damnified for the want of his Sloope & goods humbly Craves yo^r Excellencyes ord^r for the Restauration of y^e said goods and Sloope with Damages and as in Deauty bound shall pray.

Maryland ss Memorandum that this p^rsent Day to wit upon the 7th day of October 1672 came Thomas Jones who aswell on the behalfe of the Right hono^{ble} the Lord Prop^ry as for himself giveth the Court here p^rsent to und^rstand and be informed.

That whereas he the said Thomas Jones who aswell &c being one of his Lo^{pps} Justices for the County of Worcester having Received information that one Peter Hance a Dutchman had imported into this Province from New yorke six Mares Contrary to the Act of Assembly in that case made and provided the said Thomas who aswell &c did upon the 24th day of August last past at the Hore Keele in Worcester County aforesayd caused y^e said six Mares to be seized & taken into his possession in the behalfe of the Right hono^{ble} the Lord Prop^ry, and the said Thomas who aswell &c in fact saith that the said six mares were brought from New Yorke & imported into this Province contrary to y^e said Act aforesayd which he is ready to averre & prove, whereupon he humbly prayes the Advice of this hono^{ble} Court & Judgem^t for the Condemnation of y^e said six Mares & that the one halfe of y^e said Mares may be adjudged to the said Lord Proprietary and the other halfe to y^e sd Jones according to the Teno^r of y^e said Act of Assembly. Tho Jones.

Upon the said Information Exhibited to y^e Co^{rt} by the said Thomas Jones in his proper pson the Court awarded processe to be issued to the said John Hance to answer y^e p^rmises. et^c the next Co^{rt}.

The Co^{rt} Adjourned untill the Tenth of Decemb^r next

p. 513 Maryland ss. Memorandum that this Eighth day of October in the 41th yeare of the Dominion of the R^t hono^{ble} Caecilius &c Annoque Domini 1672 psonally apeared before us Philip Calvert Esq^{ch} Chancelo^r of this Province and Baker Brooke Esq^{ch} one of the Justices of the Provinciall Court James Lewis of the County of St Maryes planter George Charlesworth of the same County planter and Philip Shapleigh of Dorchester County planter, and the said James Lewis did acknowledge himself to owe & stand indebted to the Right hono^{ble} the Lord Proprietary in the su^me of Tenn Thousand pounds of Tobacco and Casque, to be Leavyed of his lands goods Debts & Chattells and the said George Charlesworth and Philip Shapleigh, did Either of them by himself acknowledge to owe & be indebted to the said Lord Prop^ry the su^me of five Thousand pounds

of Tobacco to be leavyed upon their lands goods Debts & Chattles Liber JJ
upon Condition following.

The Condition of this Recognizance is such that if the above-named James Lewis shalbe of good behaviour During the Terme of his Naturall life then this p'sent Recognizance to be voyd and of none Effect otherwayes to Remaine of full force and vertu.

Taken and acknowledged

before us the day &

yeare abovesayd.

Philip Calvert

Baker Brooke

The marke of

James **L** Lewis

George Charlesworth

Philip Shapleigh.

Spā for Henry Smith Sen^r Harman Cornelinson Robert Catlin Sen^r Richard Denis Thomas Poole & Henry Hamond to testefy for y^e Lord Prop^{ry} ag^t Thomas Jones ret y^e 10th of December next Teste 7th Octob^r 1672.

ven fac to y^e Coron^r of Som^rset County to cause Thomas Jones Sheriff of the sd County to come &c the 10th Decemb^r next. Teste 7th Octob^r 1672.

Idem to y^e Sheriff of Som^rset County for John Renny. Dated & ret ut supra.

Idem to y^e Sheriff of S^t Maryes County ag^t Rich^d Moy & Tho. Paine. Test & ret ut supra.

Idem ad Sheriff Dorchester County ag^t Rich^d Meekins ut supra.

Idem ad Sheriff Ann Arundell County ag^t Thomas Beson ut supra.

At a Provincial Court of the Right hono:^{ble} Caecilius absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c held at the City of St Maryes the Tenth day of December in the 41th yeare of the Dominion of his said Lo^{pp} over this Province of Maryland Anno^q Domini 1672 before his Lo^{pp}s Justices for the Keeping of the peace of the said Province & moreover for the hearing and Determining of Diverse felonyes murders Transgressions and other misdeeds in the said Province Committed & ppetrated assigned at which time were present.

His Excellency Charles Calvert Esq^q Cap^t Generall & Cheif Governo^r of Maryland

The hon: ^{ble}	{	Philip Calvert Esq ^q Chancelour	}	Esq ^{qs} .
		Baker Brooke		
		Edward ffitzherbert		
		Jesse Wharton		

Liber J J The Court being called the Cryer makes proclamation.

Comanding all Justices of peace, Coroners Stewards of Leetes and libertyes & other Officers that have taken any Inquisitions Indictm^{ts} Recognizances whereby they have let any man to bayle let them put in their Records thereof that his Lo^{ps} Justices may pceed

p. 514 John Griffin bound over for hoggstealing appeares Comitted to the Sheriff of St Maryes County

Joseph Okeene bound over for hoggstealing appeares Comitted to the same Sheriff.

Richard Meekins bound over for hoggstealing appeares Comitted to the same Sheriff.

James Neale Sen^r James Neale Jun^r bound over for hoggstealing, they both appeare and Enter into Recognizance to the Lord Proprietary in forty pounds sterl^s a peice to Depart the Court without license but to be ready upon call.

Thomas Hackleton } brought by the Sheriff of Calvert County were
Samuell Lester and } by the Court Comitted to the Sheriff of St
Wm Swetnam } Maryes County by him to be Kept for felony.

Thomas Beson of Ann Arundell County presented by the Grand Inquest the last Court for suffering Runnawayes to passe Contrary to the Act of Assembly appeares, submits to his fine, the Court fined him 6^s—8^d, which he payd in open Co^{rt}, and so went without day.

Richard Moy of St Maryes County being presented by the Grand Inquest the last Court for refusing to take a peice of $\frac{8}{8}$ at 6^s, appeared by Robert Carvile his Attorney, and the said p^rsentm^t for the Insufficiency thereof was quashed, and so the said Moy went thereof without day.

John Morecroft an Attorney of this Court appears for Capt Tho Jones & M^r Thomas Paine as their Attorney, to an Information ag^t Jones & a p^rsentm^t ag^t Paine. and was by the favour of the Court here admitted.

The names of the Grand Juro^{rs} sixteene in Number.

Liber J J

Foreman Raymond Stapleford	}	John Dobbs	}
Nicholas Rice		Gerard Browne	
David Browne		Joshua Doyne	
W ^m Russell		George Marshall	
Hubbert Lambert		John Collet	
W ^m Hensey		James Philips	
Michael Miller	}		
Thomas Cosden			
George Robins &			
Thomas Vaune			

who being sixteene in number were all sworne according to the Tenour of the usual oath and Receiving their Charge withdrew to Consider of such bills as should be presented to them.

Then was Thomas Todd of Ann Arundell County and John Wells of Talbot County returned of y^e grand Jury & not appearing fined by the Court 500^l Tob apeece.

The Court Adjournes till to morrow morning nine a clock

The 11th December 1672 The Court met p^rsent as yesterday.

Then did the Grand Inquest come into the Court and the foreman Raymond Stapleford Exhibited a petition to the Court here that whereas he was foreman of the grand Inquest for the body of this Province, and that Henry Smith of Somerset County had abused him in calling him hoggsstealer, wherefore he Desired Reperation the Court taking the same into their serious Consideration called the said Smith before them who acknowledging his offence submitted to the mercy of the Court, and was by the Court fined 400^l Tob, w^{ch} said Smith immediately payd the same, and so was Discharged.

The grand Inquest Retornes these bills following. Endorsed as followeth p. 515

The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe present that James Neale Junio^r of Wollaston Manno^r in Charles County the thirtieth day of December in the yeare of our Lord 1671, at Wolliston Manno^r aforesayd in the County aforesd One hogg of the goods and Chattels of Arthure Turners did take Kill and Carry away One hogg of the goods and Chattels of Giles Thomkins in his the said Neales owne Orchard, also severall hoggs of the goods and Chattels of William Perfits in and upon the Manour aforesayd, also three hoggs of the goods and Chattels of the said William Perfit about Ware Creeke then and there found did Kill or Cause to be Killed stole and Carryed away upon the said

James Neale
Jun^r

Liber J J thirtieth day of December in the 40th yeare of his said Lo^{pps} Dominion Annoq Domini 1671 contrary to the forme and Effect of a certeine Act of Assembly in that Case had made and provided, and against the peace of his said Lordships Rule and Dignity.

Endorsed vizt Billa Vera.

James Neal
Sen^r The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe present that James Neale Senio^r of Wollaston Manno^r in Charles County, upon the 28th day of ffebruary Anno 1668. At Wollaston Manno^r aforesayd One hogg of the goods and Chattells of James Bowling did Kill take and Carry away as also six piggs of the goods and Chattells of Arthur Turners on the Manno^r aforesayd did marke of and with the marke of him the said Neale Contrary to the forme and Effect of a certeine act of Assembly in that Case had made and provided and against the peace of his said Lo^{pps} Rule and Dignity.

Endorsed vizt Billa vera.

Richard
Meekins The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe present Richard Meekins late of Dorchester County in the Province of Maryland laborer for that he the Tenth day of November in the 40th yeare of the Dominion of Caecilius &c Annoque Domini 1671 with force and Armes &c at Dorchester County aforesayd in the Province aforesayd one Cow of the vallue of Twenty shillings of the goods and Chattells of Raymond Stapleford then and there found then and there feloniously did take steale and lead away against the peace of the said Lord Proprietary his Rule and Dignity

Endorsed Billa Vera.

Thomas
Hackleton
W^m Swet-
nam
Samuell
Lester The Juro^{rs} for the Right hono^{ble} the Lord Proprietary upon their oathes doe p^rsent Thomas Hackleton late of Patuxent River in the County of Calvert laborer William Swetnam of the same place laborer, and Samuell Lester of the same place laborer the thirtieth day of August in the 41th yeare of the Dominion of Caecilius &c Annoq Domini 1672 with force and Armes &c at Patuxent River aforesayd in the County aforesayd three white shirts of the vallue of Three shillings one blew shirt of the vallue of sixpence Two payer of Drawers of the vallue of Tenn pence Two long Neckclothes of the vallue of foure pence One Calico handKercheif of the vallue of one penny one woman's smock with one sleeve of the vallue of Eight pence one yards of lynneth cloth of the vallue of One shilling, Two yards of Course Lynnen of the vallue of One shilling four pence, halfe a yard of Canvas of the vallue of three pence one holland hood of the vallue of Two shillings One Callico hood of the vallue of sixpence foure pound of butter of the vallue of one shilling
p. 516 one greate Cheese of the vallue of One shilling & three small Cheeses of the vallue of One shilling six pence of the goods and Chattells

of William Graves of Patuxent River aforesayd planter then and there found then and there feloniously did steale take and Carry away against the peace of the said Lord Proprietary his Rule and Dignity. Liber JJ
 Endorsed Billa Vera.

James Neale Jun^r being called appeares who Desired Councill to be assigned him by the Co^{rt}. who ordered M^r Morecroft one of the Attorneys of this Co^{rt} to be of Councill for the prisoner, who put in this plea following in writing. James Neal
Jun^r

And the said James Neale Jun^r in his proper person cometh and saith that the said Lord Proprietary will not nor ought him the said James by Reason of the said Indictm^t greive and impeach because by protestation he saith that the Indictm^t is not sufficient in Law to put him to answer thereunto. Notwthstanding for plea he saith that whatsoever is Contrary to the Act of Assembly aforesayd he saith he is in no wise guilty in manner and forme as by the Indictm^t aforesayd above is supposed, and of this he puts himself upon the Country and Vincent Lowe Esq^r Attorney Generall, who for his Lo^{pp} the Lord Proprietary in this behalfe followeth for the said Lord Proprietary likewise. and the Sheriff of St Maryes County having as he was Comanded retorned a petty Jury for the Tryall of prisoners who being called appeared to wit W^m Harris Richard Atwood Thomas Doxey Nicholas Guither Richard Bayly Henry Bedford W^m King Guy White ffrancis Gunbee Richard Ackworth John Symons Henry Smith and Richard Smith who being Elected tryed & sworne to try the truth in the premises upon their oathes doe say, that the said James Neale is guilty of hoggstealing whereof he hath beene Indicted and so they say all. whereupon the Court Gave Judgem^t ag^t him according to the act of Assembly in that case provided for the first offence.

To his Excellency Charles Calvert Esq^r Capt Generall and Cheif Governor of Maryland.

The humble petition of James Neale Jun^r.
 Most humbly sheweth

Unto yo^r Excellency that yo^r poore pet^r being a distressed object under the Just sentence of the Law procured by the unadvised Rashnes of his inconsiderate youth whereby he is now become incapable of any thing but shame and Ignominy unlesse your gracious goodnes and Redundant Mercy wherewith yo^r Excellency hath Ever beene adorned, and of which all who have stood in need have plentifully obtained upon their humble addresses. yo^r unworthy pet^r humbly begs yo^r wonted Grace and mercy. to be Extended to him in yo^r Excettyes Gracious pardon to be freed from that Ignominious punishm^t, which his Crimes have most Justly Deserved, and the unadvised Rashnes of his youth most Justly merited and pulled Downe upon himself. and in yo^r Excettyes Gracious freeing yo^r

Liber JJ pet^r from the same you will forever binde him to pray for your
Exchtyes health honor and happiness long to Governe us.

This petition being p^rsented to his Excellency in open Court his
Excellency is graciously pleased & does ord^r that his punnishm^t be
remitted according to the prayer of the petition, provided he pay
Damages to the ptyes agreived according to the Act of Assembly
and his ffees. and the said James Neale Jun^r immediately in open Co^{rt}
upon his Knees thanked his Exchty for such his Clemency & mercy
and prayed for the Lord Proprietary

James Neale Sen^r being called appeares. who desired Councell to
be assigned him by the Court, who ordered Mr Morecroft one of
the Attorneys of the Court to be of Councill for the prisoner who
put in this plea following in writing.

p. 517

And the said James Neale Sen^r cometh and saith that the said
Lord Proprietary him the said James upon the said Accōn of
Indictm^t ought not or will not Greive or impeach because by ptesta-
tion he saith the Indictm^t is not sufficient in Law to put him the said
James to answer thereunto, Notwithstanding for a plea he saith
that whatsoever is Contrary to the Act of Assembly aforesayd he
is in no wayes guilty in manner & forme as by the said Indictm^t
aforesayd above is supposed and of this he puts himself upon the
Country, and Vincent Low Attorney General who for the said
Lord Proprietary in this behalfe followeth for the said Lord Pro-
prietary likewise. and the Sheriff of St Maryes County having as
he was Comanded retorned a Petty Jury for the tryall of prisoners
who being called appeared to wit Wiltm Harris Richard Atwood
Thomas Doxey Nicholas Guither Richard Bayley Henry Bedford
William King Guy White ffrancis Gunbee Richard Ackworth John
Symonds Henry Smith and Richard Smith, who being Elected tryed
& sworne to try the truth in the premises upon their oathes doe say
that the said James Neale Sen^r, is not guilty of the hoggstealing
whereof he hath beene Indicted and so they say all, whereupon the
said James Neale Sen^r was acquitted by proclamation, and by the
Court Discharged paying his ffees.

Thomas Hackleton	} The Sheriff of St Maryes County being Co-
W ^m Swetnam &	
Samuell Lester	

manded to set Thomas Hackleton William
Swetnam and Samuell Lester to the barre were
for the felony aforesayd araigned and upon their Arraignm^t pleaded
not guilty and for their tryall put themselves upon the Country. and
the Sheriff of S^t Maryes County having as he was Comanded re-
torned a petty Jury for the tryall of prisoners, who being called
appeared to wit Richard Smith Alexand^r Draper Richard Atwood
Nicholas Guither Richard Bayly Henry Bedford William King Guy
White ffrancis Gunbee Richard Ackworth John Simons and Henry

Smith who to say the truth in the p'mises being Elected tryed and
 sworne upon their oathes doe say—that Thomas Hackleton and
 Samuell Lester are guilty of the ffellony whereof they have beene
 arraigned to the vallue of Tenn pence sterling. and that William
 Swetnam was not guilty of the same & so they say all whereupon
 the said Thomas Hackleton and Samuell Lester were set to the
 barre and the Court gave Judgem^t ag^t them that the Sheriff of
 St Maryes County cause the said Thomas Hackleton and Samuell
 Lester to be whipped on the bare back at the whipping post in
 St Maryes Citty, and that they have nine and thirty lashes a peice.
 and the said William Swetnam being set to the barre was acquitted
 by pclamation and by the Court Discharged paying his ffees.

Liber J J

It is by the Court this day ordered that Michael Tawney one of
 the Constables of Calvert County Deliver unto William Graves of the
 same County what goods he hath in his hands that were stole from
 the said Graves by Thomas Hackleton and Samuell Lester and
 whereof they are before this Co^{rt} Convicted; the said goods being
 made appeare before this Court pply to belong to the said Graves.

The Sheriff of St Maryes County being comanded to set Richard
 Meekins to the barre, y^e said Meekins was upon the Indictm^t afore-
 sayd for y^e fellony aforesayd arraigned and upon his arraigment
 pleaded not Guilty and for his tryall put himself upon the Country,
 and the Sheriff of St Maryes County having as he was Comanded
 retorned a petty Jury for the tryall of prisoners who being called
 appeared to wit Richard Smith Alexand^r Draper Richard Atwood
 Nicholas Guither Richard Bayly Henry Bedford William King Guy
 White ffrancis Gunbee Richard Ackworth John Symons and Henry
 Smith who to say the truth in the premises being elected tryed and
 sworne upon their oathes doe say that the said Richard Meekins is
 not guilty of the fellony whereof he hath beene arraigned & so they
 say all whereupon the said Richard Meekins was acquitted by pclama-
 tion and by the Court Discharged paying his ffees.

Richard
Meekins

p. 518

Marmaduke Symmes of St Maryes County being bound over to
 this Court for abusing and misusing his servant Vertu Avery, he
 being called appeares, and the said Vertu Avery & the witnesses being
 Examined, the Court found not further Cause to binde the said
 Symms over whereupon he was Discharged paying his ffees.

Marmaduke
Symmes

The Court being formerly informed that James Lewis being bound
 to the good behaviour had broken the same, ordered his security to
 show Cause why the Recognizance should not be estreated, and upon
 Examination of the matter the Court ordered the said Recognizance
 to be Cancelled.

James Lewis
Recog.

Liber J J Tho: Knighton Thomas Knighton one of the Attorneys of this Court being accused for falsefying a writ out of this Co^{rt} after it was under the lesser seale of this Province & signed by the Clerke, and the said Knighton humbly Confessing such his misdemeaneo^r submitted himself to the mercy of the Court, who this day ordered that the said Knighton be Discharged of his place of an Attorney in this Court, and never more psume to practise in this Province, but impose no fine upon him quia pauper.

John Owen servt to Mr Beckwith George Beckwith of Calvert County made oath in open Co^{rt}, that his servant John Owen absented himself from his service fifty dayes, and therefore craved Judg^t ag^t him according to act of Assembly, and the said John Owen being p^rsent in Co^{rt} and the Court Computing the time, ordered the said John Owen to serve the said George Beckwith faithfully untill the last of January next & then to be free

Jeremiah Harrington The Co^{rt} being informed that Jeremiah Harrington of St Maryes County is a pson of Evill life and Conversation and that he hath much abused his wife it being to be feared that he may murder her. It is by the Court ordered that the said Harrington remaine a prisoner in the hand of the Sheriff of St Maryes County untill he shall finde sufficient Manucapto^{rs} for his good behaviour

Wittm Price W^m Price of Baltamore County being retorned for a Juro^r, and being called appeares, and being Drunke and not fitting to serve the Co^{rt} Comanded the Sheriff of St Maryes County to set him in the stocks for halfe an hour for such his contempt.

Joseph OKeene Then was Joseph OKeen called to the barre and no pson appearing to psecute Effectually the said OKeen was acquitted by pclamation, and by the Co^{rt} Discharged paying his fees.

John Renny Then did M^r John Morecroft appeare to y^e p^rsentm^t ag^t John Renny and time was given in y^e same busines untill the next Provincial Co^{rt}.

John Griffins Recog John Griffen accused for hoggstealing the Indictm^t not being Ready, the same was referred untill the next Provincial Co^{rt}. and the said John Griffen bound in 10^l sterling for his appearance then & his good abearance in the meane time & Thomas Griffin and Thomas Wynn his Manucapto^{rs} did underfake for him in the sume of five pounds sterling a peice to be leavyed &c. upon the same Condition. Tho: Wright to psecute Then also did Thomas Wright acknowledge a Recognizance in Tenne pound sterling the psecution of y^e said John Griffin the same next Co^{rt} to be leavyed &c.

p. 519 Marylañd ss. Memorandum that this day that is to say the first day of October in the 41th yeare of the Dominion of Caecilius &c

Annog Domini 1672 came Henry Smith and ffrancis Jenkins in their proper persons in open Co^{rt} here and gave the Court to understand and be informed (vizt) Liber JJ

These are humbly to informe yo^r Excellency that Cap^t Thomas Jones did with six or seaven men goe up to the Horekeele, where he first caused all the Dutchmen to be bound then opened their Chests taking severall ffurze, and Two blankets and some powder the which he ordered to be throwne into the River and Dranke their anniseed water this by Information.

Upon August the 22th wee did see him bring into the Guard with others he Employed Deare skynns Wampum peake blankets Trading Cloth powder pipes Knives looking glasses with severall ffurze wee suppose to the vallue of sixty pounds sterling

Also the said Thomas Jones did upon the 21th of August ride up to one Robert Catlyn and Drew his sword calling him ould Rouge & Dogge with other scurrilous Expressions and Runn his sword thorough his Cloathes to his skynn only for accidentally carrying us a little out of the way.

That he did upon the 23th of August when Complaint was made to me as being one of his Lo^{pps} Justices of y^e peace for his taking away a pound of powder from an Englishman which he kept for his Defence and had Retorned not much above halfe did Reply that if I the said Smith had so much there he would seize it giving me the ly, with many other scurrilous Expressions and threats Declaring he would not show his Comission to such a one as I was. That upon August the 24th after my Depture did Cause Daniel Browne by a warrant to seize two of my mares with severall others Notwithstanding they had beene there as by information at least Two yeares.

That the said Thomas Jones being Sheriff of Somerset County did at a Court held in August p^rsent an undersheriff to the Court Declaring that he did not Intend to sweare him but since the Court suffered him to be abused he would sit with them no more and if they would not sweare him he would he also Declared he would goe no more to Court for he had provided an under officer good Enough to scould with the Com^{rs} of the Court, that an ord^r of Court sent to him to Execute as Sheriff he did in p^rsence of foure gentlemen of Virginia refuse and flung it back againe to the bearer. all which with many other abuses doth Disincourage most people to seate those parts.

The answ^r of Thomas Jones to the Rude and undigested Page Directed to his Exccllency and Conteyneing matter supposing certeyne Crymes & misdemean^{rs} to be by him the said Jones Comitted and exhibitted by Henry Smith and ffrancis Jenkins and now exhibited as an informa^{con} to this Hon^{ble} Court on the behalfe of themselves

To the first Article the Respond^t saith that true it is he did with

Liber J J six men goe to the Horekeil the 26th day of June last past, as he humbly Conceives it was Lawfull for him to doe By virtue of a Commissⁿ and graunt to him made by the Right Honb^{le} the Lord Proprietary und^r the Great Seale of this Province bearing date the 20th day of Aprill last in the 40th yeare of his Lord^{ps} Dominion, for the Indian Trade and amongst other things by the said Commissⁿ was Impowered him the said Thomas Jones his Agents ffacto^{rs} or assignor^s finding any pson or psons Trading with y^e Indn to take seize or surprize the said pson psons so tradeing as aforesd, To-geather with their Ship or Ships Boats vessells (or Truck for skyns Clandestinly had or purchased) And them to keepe in safe Custodie untill they shall be brought to a Loyal tryall before his said Lord^{ps} Cheife Gov^rno^r of his said Province of Maryland

As by the said Recited Grannt amongst other things it doth &
 p. 520 may more at large appe And this Respond^t saith that he haueing Impowered Daniell Browne his Agent who being at the Horekeil in worcester County and finding seu^rall Dutchmen Tradeing with the Indians for ffurrs, and being alone and the Dutchmen in great number, Repaired to the Respond^t and acquainted him therewith, This Respond^t did then repayre to the whorkeil and finding the Dutchmen there, and their number to be more then three parts greater then the numb^{rs} that this Respond^t there had with him, and also being informed that they had seized on the Pson of the said Daniell his their Agent a liver in this Province and now Constable at the Horekeil, and violently and with force carryed him away Prison^r to the Port of New yorke who there deteyned him. Where-upon this Respond^t did seize the persons of diverse Dutchmen & them bound till he found out who of them it was that seized tooke & Carryed away the said Browne Prison^r, and this Respond^t found out that it was one Hermanus that was the theife he released them all but the said Hermanus whome he Deteyned till Cap^t Carre gaue this Respond^t a L^re to his Excellency the Gou^rno^r. for the deliury of the said Hermanus, wherupon this Respond^t released him the said Hermanus, And this Respond^t further saith that he then finding there seu^rall ffurrs that the Dutchmen had there Clandestinly traded for with the Indians, and without any Commissⁿ from the Lord Proprietary, Did by virtue of his said Commissⁿ seize them and one Matchcoate that they were wrapped in with Promise of Restitution if those goods should not be proved seizable & fforfeited, All which this Respond^t hath giuen in a perticuler to his Excellency the Lord Proprietary, Cheife Govern^r to be Proceeded ag^t in a Legall manner to be acquitted or Condemned as uppon hearing the matter and proofes on both sides it shall seeme Agreeable to Law and equity, The Powder that this Respond^t found being truck, and they telling this Respond^t they would sell it to the Indians and a power of Indians being then in the towne for prevention of present & future Danger (if any Tumult should be made) he destroyed all but what

they requested for their owne security in the like case. As he conceived it was Lawful for him to doe, The Anniseed water was Drunk and called for by Cap^t Carre and not seized or caused to be drunk by the Respond^t as these vexatious Relators doe informe, haueing Patched up A vexacious Informa^on upon vayne & Idle Reports Maliciously on purpose to vex and trouble this Respond^t without any iust cause, Liber J J

To the second Article this Respond^t saith that the Goods ffurrs Wampampeake &c, in that Article men^oned were and are Truck which this Respond^t seized by virtue of his said Com^{is}sⁿ and hath Exhibited a perticuler therof to his Lord^{pp}s Govern^r to be proceeded against before his sayd Excellency in order and Legall maner for the Acquittall or Condemna^on thereof as the Trueth of the case shall require

As to that part of the Informa^on Concerneing the Respond^{ts} Drawing his sword and Ruⁿing of Robert Catlyn through the Clothes, this Respond^t Denyeth that he did any such Act, The Powder pretended to be taken from an Englishman this Respond^t saith he found it in the possession of a Dutchman And the next day Gaue a Gourd of Powder to an Englishman who said it was his, The informa^on not setting forth the name of the Englishman is so incertayn that this Respond^t need not answer therunto, p. 521

To that part of the Informa^on wherein this Respond^t is Charged in these words that he did the Twenty fourth day of August after my departure, did Cause Daniell Browne by a warrant to seize two of my Mares wth seu^rall others notwithstanding they had bin there as by informa^on at least two yeares which part of the informa^on is voyd for the Incertayntie, first of the person he caused, so that it doth not appeare of the person who caused secondly, Two of my Mares with seu^rall others, so that it doth not appeare of the person whose these mares were, with seu^rall others neither doth it appeare that the mares was that persons Joyntly with seu^rall others or his solely, neither what persons these seu^rall others were, or whether it were seu^rall other mares—3^{dly} it is voyd in this That the Informa^on saith notwithstanding they had bin there as by informa^on at least two yeares for it doth not Expresse any Certayne place where they had bin at least two yeares now by whose informa^on, for all which Reasons this Respond^t und^r favour humbly Conceiueth that this Court will not require him to giue any further Answer to this incertayne and intricate Charge,

But this Respond^t saith that he being a Justice of Peace for the County of Worcester County Appointed by his Lord^{pp}s Com^{is}sⁿ and One Daniell Browne Constable Giueing informa^on to him this Respond^t That there were six Mares lately Transported into that County Contrary to the Act of Assembly in such case made and Provided, Did upon Brownes Informa^on Issue a warr^t to the said Browne to seize the said six mares that they might be pro-

Liber J J cceeded ag^t according to the Tenno^r of the said Act of Assembly for Acquittall or Condemna^on as it was Lawfull for him to doe, And if any of them belonged to the said Henry Smith the informer or any other person he or they owneing of them or any of them may make their defence as they please

As to that part of the next Article wherein this Respond^t is Charged to say that he this Respond^t should say in August Court that he would sitt with them noe more for he had Provided an und^r officer &c. This Respond^t saith that y^e office of Sheriffe is an office that may be p^ormed by Deputy, And if he doe not Provide a Deputy to Attend or Attend himselfe the Court may impose a fine upon him, but if he haue a Deputy there it is sufficient,

To the other part of that Article wherein the Respond^t is Charged that an Order of Court sent to him to execute as Sheriffe he did in the presence of some gentl. of Virginia refuse and flung it back againe to the bearer, this part is voyd for the incerteynties for the Informa^on doth not Expresse what ord^r of Court it was nor upon w^t cases or betweene what partyes, nor at what Court it was made nor by whome signed whereby it may appeare that it was an ord^r according to Law or that it was directed to the Sheriffe to Require him to Execute neyther is any pson named that brought the ord^r to him, ffor all which Defects incerteynties & intricacyes in the said Informa^on conteyned it manyfestly appears that the said Informa^on is by them the sayd Henry Smith & ffrancis Jenkins, brought out of Mallice meerly to put this Respond^t to unnesesary Charges & trouble, Hee hopeth this Hon^{ble} Board will casheire the said Informa^on. and Dismiss this Respond^t with Costs and Charges in this behalfe most unjustly & wrongfully susteyned Came Vincent Lowe
 p. 522 Esq^r Attorney Gen^l who aswell On the Behalfe of Caecilius Lord and Proprietary of the Province of maryland &c as on the part of the Informants saith that Notwithstanding any thing alleadged by the said Thomas Jones, the said Thomas Jones is Guilty of all or some part of the matter Conteyned in the said Informa^on, & of this he putts himselfe upon the Judgem^t of this Hon^{ble} Court; And the said Thomas Jones likewise

And after a ffull hearing of the businesse this day to witt the Tenth day of Decemb^r in the 41th year of the Dominion of Caecilius &c. before his Lord^{ps} Justices his Excellency Charles Calvert Esq^r Cap^t Gen^l and cheife Governo^r of this Province being p^rsent, And the said Thomas Jones Co^missⁿ from the Right Hon^{ble} the Lord Proprietary for the sole Indian Trade of this Province, being openly Read His Lord^{ps} Justices are all Clearly sattisfied that the said Thomas Jones hath Exceeded the Limitts of his Co^missⁿ for the Indian Trade as afforesd from his Lord^{pp} to the said Jones Grannted, And therefore the Court Doe order the said Co^missn to be Imediately Cancelled & vaccated, which was in open Court done by Tearing off

the seale from off the said Comiss^a here in open Court, And it is Liber JJ
 further Ordered by the Court here that the said Thomas Jones make
 satisfaction to Herman Cornellison, Otho Wollegast, & Peter Groen-
 dick, for the goods he tooke from them Eith^r in kind the goods to
 be Restored, or to Herman Cornelison 15^l-11^s-sterl, to Otho
 Wolegast 1^l-6^s-sterl. and to Peter Gronendick 87^l-11^s-sterl, It being
 according to the list produced here in open Court and Ordered that
 the said Lists be Recorded, & that the said Jones pay unto the parties
 Greived the sūm pounds of Tobacco for their Mod-
 erate Charges in this behalfe by the Court Allowed

An Acc^{ot} of Goods taken from Herman Cornelison by Cap^t Tho:
 Jones from the whorekeil in the yeare 1672:

It. One Beaver skyn.....	00-16-00
It. 8 Otter Skyns.....	05-00-00
It—35. Rackoone skyns.....	03-10-00
It—3. Wild Catt skyns.....	00-10-00
It—6. Barrs of Lead.....	00-05-00
It—25. Minck skyns	04-00-00
It—2. Rackoone Coates.....	01-00-00
It—7. Deare skyns	01-00-00

Anniseed water Dranke	15-11-00
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An Acc^{ot} of Goods taken from Otho Woolegast by Cap^t Tho. Jones.
 from the whorekeil 1672

It. 12 ^l of Powder.....	01-06-00
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An Acc^{ot} of what Goods Cap^t Thomas Jones Tooke from Peter
 Gronendick, at the whorekeil 1672 vizt

		† s d p. 523
It. 13 Bundls of Black Peake } to the vallue of.....	53-00-00	
9 Bundls of white Peake }		
It. 12 Double Blanketts	18-00-00	
It. 18 Mink skyns.....	03-00-00	
It. 2 Rackoone skyns	00-06-00	
It. 2 Rackoone Coates	01-00-00	
It. 19. Knives	01-00-00	
It. 38. Lookinglasses	02-00-00	
It. 14. Peake Quiles	02-06-00	
It. 14. Dutch Ells of Duffalls.....	06-00-00	
in all.....		86-12-00
It. 6 ^l of Red Lead.....	1-00-00	

Liber J J To his Excellency the Cap^t Gen^l of this Province of Maryland &c
The Humble Petticoñ of Richard Ackworth of Som^rset County
pla^{nt}ter Humbley Showeth

That whereas Cap^t Thomas Jones of this County of Som^rset about the Beginning of August in the 41th yeare of the Dominion of the Right Hon^{ble} Cacilius &c Over this Province of Maryland Annoq Doñ, 1672 Made his Repayre to yo^r Pettition^{rs} house (in your Pett^r absence) with some others in his Company, And the said Thomas Jones desired your Pett^{rs} wife to let him haue some syder which your Pett^{rs} wife did accordingly the said Jones Remayneing from the tyme he came which was about Ten a Clock in the morneing of the day he came untill Early the next morneing At which tyme the said Jones gott up not making any that did belong to my ffamily Acquainted, then and did there Illegally Ransack Seiz take and carry away fforty three Drest Deare skyns, One hundred Eighty odd Muskratt skyns, Twenty odd Rackoone Matchecoats, and two Beare skyns, And them put on Board your Pett^{rs} Sloop, the which Sloop he also made of, and both the goods afforesaid with the Sloop carryed away to the Landing of M^r Randall Revell, and there brake up the Cabbin Doore of your Pett^{rs} Sloop which was fast Locked, and tooke out of the said Cabbin a parcell of shott, the said Jones not givinge an Account to any of my family wherefore he made seizure of the fforegoing skyns nor sloop, your Pett^{rs} Sloop being at his owne Landing and his wife being asleepe, your Pett^{rs} being much Damnified for the want of his Sloop and Goods, Humbly Craves y^r Excellencys Ord^r for the Restauracon of the said Goods and Sloop with Damages, And as in duty bound shall pray &c

Upon the fforegoeing Pettition Ordered by the Court here,

That Richard Ackworth the Pett^r haue his Goods and Sloop againe Deliuered unto him, by Cap^t Thomas Jones who seized the same, but that the said Ackworth Doe not presume at any tyme to Goe out of this Province with his Sloop before he shall first Cleare her with his Lord^{ps} Collecto^r appointed in those parts uppon Payne and perrill that shall ffollow thereon

p. 522 Maryland ss—Memorandum that this p^rsent day to witt upon the
[i.e., 524] 7th day of October in the 41th yeare of the Dominion of Caecilius
&c. Annoq Doñ 1672. Come Thomas Jones who aswell on the
behalf of the Right hon^{ble} the Lord Proprietary as for himselfe
Guieth the Court here p^rsent to understand and be informed

That whereas he the said Thomas Jones who aswell &c, being one of his Lord^{ps} Justices for the County of Worcester haueing Re-
ceiued informacon that one Peter Hannee a Dutchman had Imported
into this Province from New yorke six Mares Contrary to the Act
of Assembly in that case made & Provided, The said Thomas who

aswell &c, did upon the 24th day of August last past at the whorkeil in worcester County afforesd, Cause the said six mares to be seized and taken into his Posession in the behalfe of the Right hon^{ble} the Lord Proprietary, And the said Thomas who aswell &c. in fact saith that the said six Mares were brought from New-yorke and imported into this Province, Contrary to the said Act afforesd, which he is ready to Averre, and Prove, Wherupon he humbly prayes the Advice of this hon^{ble} Court and Judgm^t for the Condemnation of the said six mares, And that the one halfe of the said six mares may be Adjudged to the said Lord Proprietary, and the other halfe therof to the said Jones, According to the Tenno^r of the sayd Act of Assembly

Liber J J

And the said Peter by Kenelm Chiseldyn his Attorney here by Grace of the Court specially Admitted, Prayeth the said Peter may Answer to the p^rmisses in the information afforesayd Conteyned, and hereupon the said Peter Defendeth the force and Injury &c, and prayeth hereing of the informa^{con} afforesd and it is Read unto him &c, which being Read and heard and by the same fully understood the said Peter saith that he is in noe wise Guilty of the premisses against the forme of the statute aboue Imposed upon him in manner and form as the said Thomas by his informa^{con} Imposed and of this he putts himselfe upon the Country—And the said Thomas likewise

Wherefore Comand is Given the Sheriffe of St Maryes County that he cause to come before the Justices of this present Provincall Court twelue &c by whome &c who neith^r &c. who aswell &c. to recognize &c

At which day that is to say the Tenth day of Decemb^r in the 41th yeare of the Dominion of Caecilius &c. cause aswell the said Thomas Jones who aswell &c in his owne p^{er}son as the said Peter Hance by Kenelm Chiseldyn his Attorney, and the Juro^{rs} of that Jury likewise Came to wit, Richard Smith, Richard Attwood, Guy White, Henry Bedford, Nicholas Guyther John Symmons, Richard Ackworth, Richard Baylie, ffrancis Gunby William King, Allexand^r Draper, John Wells, who being Ellected tryed & sworne to say the truth in the p^rmisses, upon their Oathes doe say, That in the month of Septemb^r Anno. 1671. the said Peter Hance did Transport six mares to the Whorekeil, but from whence they finde not, And the Court being ffully sattisfied that the Whorkeil was not at that tyme in the Actuell posession of the Right Hon^{ble} the Lord Proprietary, Therefore they doe Adjudge that the said Mares are not forfeited, and Doe Order them to be Released, And the said Thomas in mercy for his falce Complaint &c

p. 525
[i.e., p. 525]

The Court Adjourns till the Eleauenth day of ffeb. next

Liber JJ At a Provincial Court of the Right hono^{ble} Caecilius &c held at the City of St Maryes the 11th day of ffebruary 1672 before his Lo^{pps} Justices for the Keeping of the peace of the said Province, and Moreover for the hearing and Determining of diverse fellonyes murders Transgressions & other misdeeds in the said Province committed and perpetrated assigned at w^{ch} time were p^rsent

His Excellency Charles Calvert Esq³ Cap^t General and Cheif Justice.

The Hono ^{ble}	{	Philip Calvert Chancelo ^r	}	Esq ³ s
		Wiffm Calvert		
		Tho: Truman &		
		Jesse Wharton		

The Court being Called Comanding all Justices of peace Coroners Stewards of Leets and libertyes, and other officers that have taken any Inquisitions Indictm^{ts} Recognizances whereby they have let any man to Bayle let them put in their Records thereof that his Lo^{pps} Justices may pceed.

John Griffin bound over the last Court for hoggstealing, Thomas Griffyn and Thomas Wynn his security in 5^l a peice himself in 10^l being called appeared not wherefore ordered his Recognizance be Estreated.

Thomas Wright and Morgan Joanes bound to psecute ditto Griffin both appeared to save their Recognizances.

John Renny p^rsent by the Grand Inquest for want of psecution was acquitted by pclamation. & Discharged payinge his ffees.

John ffitzherbert bound over upon the comp^t of Garrat Vanswearingen that the said ffitzherbert Challenged him, was Discharged from his said Recognizance Vanswearing Declaring to the Co^{rt} that they were agreed

ffrances Roades the wife of Abraham Roades bound over to this Co^{rt} for scandalous words ag^t the Right hono^{ble} the Lord Proprietary appeared, and the Co^{rt} upon Examination of the matter found that the sd Abraham was in some pt guilty aswell as his wife, and because their was no Grand Jury this Co^{rt} ordered that they both be comitted to y^e Sheriff of St Maryes County by him to be Kept untill the next Co^{rt}, unlesse they shall Tender such Responsible Bayle to the Co^{rt} as the Co^{rt} shall approve of sitting the Co^{rt}.

Then did Abraham Roades Tender Cap^t John ffitzherbert & Liber J J
M^r Thomas Courtney to the Co^{rt} for Bayle who accepted thereof.

Then did the sd Abraham Roades acknowledge a Recognizance
to the Right hono.^{ble} the Lord Proprietary in the sume of One
hundred pounds sterling to be leavyed &c & then did also y^e sd John
ffitzherbert & Thomas Courtney acknowledge a Recognizance to the
Right hono.^{ble} the Lord Proprietary in the sume of fifty pounds
sterling a peice to be leavyed of their Respective goods and Chattels
Lands and Tenem^{ts} upon Condition that if the said Abraham Roades
and ffrances his wife shall be and appeare at St Maryes the next
Provincial Co^{rt} before his Lo^{pps} Justices then p^rsent & not Dept
the Co^{rt} without lycense and in the meane time to be of good be-
haviour then the said Recognizances to be voyd and of none Effect
otherwayes to Remaine in force.

p. 524
[i.e., p. 526]

Ven fac to the Sheriff of Cal^t County to Cause Thomas Sprigg
Robert Tyler and to appear next Co^{rt} about a wolves head

Ven fac to the Sheriff of Ann Arundell County to Cause Richard
George Puddington Thomas Beson and Robert ffranklyn
and John appeare the next Co^{rt} to answer &c.

The Co^{rt} adjourned untill 8th Aprill next

Maryland ss. A Booke of the Records of the Provinciaall Court Liber M M
of the Right hon.^{ble} Caecilius absolute Lord and Proprietary of P. I
the Province of Maryland and Avalon Lord Baron of Baltamore
&c begun the Eleaventh day of ffebruary in the one and Fortieth
yeare of his said Lordships Dominion over this Province of Mary-
land and in the yeare of our Lord One Thowsand six hundred
Seaventy and Two.

Robert Ridgely Clerke of the same Court

Maryland ss. At a Provincial Court of the Right hono.^{ble} the Lord
Proprietary holden at the City of St Maryes on Tuesday the
Eleaventh day of February in the 41th yeare of the Do-
minion of his said Lo^{pp} over Maryland &c Annoq^{ue}
Domini 1672 before his Lo^{pps} Justices thereunto
assigned and there Continued untill the thir-
teenth day of the same February on w^{ch}
said Eleaventh day was p^rsent.

His Excellency Charles Calvert Esq^{ue} Cap^t Generall & Cheif Justice.

The hono. ^{ble}	{	Philip Calvert Esq ^{ue} Chancelour.	}	Esq ^{ues} .
		William Calvert		
		Thomas Truman &		
		Jesse Wharton		

Liber M M His Excellency The Cap^t Generall upon the Suggestion of John Quigley on the behalfe of his partner Garrat Vanswearingen, that John Litchington Master of the ship Mary of London (for whome the said Vanswearingen was Security for his Dutyes) had absented himself and was gone into Virginia and it was conceived the ship would goe away without Clearing if not prevented, and so cause y^e sd Vanswearingen to come to be lyable to the forfeiting the bonds for w^{ch} he became Jointly bound with the said Litchington to ye Lord Proprietary, wherefore his Exc^{lly} upon the said Suggestion issueing an ord^r to the Sheriff of St Maryes County to secure the sayles of y^e said ship untill further order, and now here at this day the said Litchington Desired of y^e Court that his sayles might be to him Delivered, and the said Vanswearingen appearing and objecting nothing to the Contrary, It is by the Court ordered that the said Litchington have his sayles Delivered unto him accordingly, he paying the officer five shillings for his paines in securing them and no more.

Thomas Kerey having petitioned his Excellency The Cap^t Generall that having transported himself and family out of Virginia into this Province to inhabite, & for that Reason had Rights due unto him for three hundred acres of land, and George Johnson of p. 2 Somerset County having at that time power to prove Rights graunt warrants and Survey Land the said Kerey applyed himselfe to y^e said Johnson for the same and having pved Rights to 300 Acres of land before the said Johnson had a warrant for the same & the said Johnson Surveyd 300 Acres accordingly for the said Kerey but never returned the said Rights or Certificate to the Secretaryes office to be recorded to the great Damage of y^e sd Kerey, and his Excellency having Comanded the said Johnson by his warrant before this Co^{rt} to answere the same, who this day appearing alledged that he had Retorned the said Certificate & Rights for 300 Acres for y^e sd Pet^r, to the Secretaryes office but that the Pet^r's name as he understood was Carey to w^{ch} being but a mistake the said Johnson was Discharged and the Records being searched a Certificate was found in lib ff ff fol 500 made by the said Johnson of 300 Acres of Land called Charges Adventure Surveyd for Thomas Carey. but the Rights appeared not wherefore it is ordered by the Co^{rt} that the said Carey pve his Rights anew and that Patent issue for ye sd land according

Christopher Rousby and ffrancis Swinfen petition this Court that they were Sum^{oned} to appeare as witnesses in December Co^{rt} 1669, on the behalfe of Thomas Tovey p^t ag^t Thomas Brooke defend^t, and so from Court to Court untill Aprill Court last past being nine Courts in number, during all w^h time they did attend (as required

by severall writs) for the space of Five dayes to Each Co^{rt}, and in Aprill Co^{rt} aforesayd when the Cause came to hearing did appeare and give Evidence on the behalfe of the said p^t, the said pet^{rs} humbly begg ord^r ag^t the said Tovey for their Charges at 30 Tob p day amounting in the whole to the Summe of Thirteene hundred and fifty pounds of Tobacco a peice.

Upon w^{ch} said petition of the said Rousby and Swinfen It is by the Co^{rt} ordered that Thomas Tovey in y^e said petition named doe pay unto the said pet^{rs} Each of them thirteene hundred and fifty pounds of Tobacco, for their attendance & Expences in wayting upon the said Cause in all amounting to the summe of Two Thowsand seven hundred pounds of Tobacco and Caske. It being allowed to them by this Co^{rt} for their attendance as aforesayd.

Then did Richard Smith of Calvert County gent^l acknowledge in open Court that his Excellency Charles Calvert Esq^{ph} had payd unto him the summe of Fourteen Thowsand pounds of Tobacco in full satisfaction of a bond of Twenty Thowsand pounds of Tobacco passed unto the said Smith by the hono^{ble} Wiff Calvert Esq^{ph} which said bond the said Smith did here in open Co^{rt} declare he would Deliver up upon Demand to the said William or his assignes.

Then did the Sheriff of Calvert County bring into this Co^{rt} the body of Richd Smith of Calvert County gent^l, by him taken upon a writ of cap ad sat at suite of Peter Corcellis issueing out of this Co^{rt} & retornable here this day w^{ch} said Smith was Delivered into the Custody of the Sheriff of St Maryes County by him to be Kept in prison untill he should satisfy unto the said Peter the summe of 34089^l Tob. and the said Richard in mercy &

Benjamin Cloyster p ^t	} To his Excellency Charles Calvert Esq ^{ph} p. 3
ag ^t	
Richard Smith adm ^r of Tho: Manning deft	
	} Cap ^t Generall the hono ^{ble} the Chancelour,
	} and the Rest of the Justices of the Pro-
	} vincial Court

The humble petition of Benjamin Cloyster p^t. Humbly sheweth.

That yo^r pet^r comenced two suites ag^t Richard Smith, Adm^r of Thomas Manning in Calvert County Court, who appeared in June last in the said Court and pleaded plene administravit, and to p^rvent a fi: fac issueing out ag^t the Testato^rs Estate which then could have beene found, the said Richard prayed imparliance till August Court, and then would satisfy the Court by his accompt that he had fully administered which was graunted, That in August Court it appeared by his accompt that he had very great quantityes of Tob in his hands belonging to the Testato^rs Estate which were assets in his hands and ought to pay debts, but the interest transplanted and Converted to his owne use, and being so found faulty the Court granted Judgm^t

Liber M M ag^t Richard Smith Adm^r of Thomas Manning in August Court, that notwithstanding the said Judgem^t the said Richard utterly denied to pay yo^r pet^r pursuant thereunto, That yo^r pet^r in November Co^{rt} last went to Mr Bankes the then and full Clerke of the said Court for Execution thereupon who made out Execution by cap ad sat ag^t the body of the said Rich^d the Adm^r according to presidents there in like nature, and the said Richard being thereupon taken in Execution, the said Richard pcured a supsedeas after Execution served to discharge his body by reason whereof yo^r pet^r is not only in danger to lose his debt but the benefit of his Judgem^t, obtained at his very great Charge & Expence of time, which supsedeas being graunted contrary to practise being after Execution served w^{ch} appearing yo^r pet^r humbly prayes that the supsedeas may be set aside and the said Richard may be againe taken in Execution.

Tho: Bland

And yo^r pet^r shall pray.

Upon the foregoing petition of Benjamin Cloyster, Exhibited to this Co^{rt} by the hand of Thomas Bland gent^l one of the Attorneys of this Co^{rt} & M^r John Morecroft Attorney for Smith who sued out the Supsedeas aforesayd being p^rsent in Co^{rt} and the case being fully argued by the said Attorneys of both sides, the Co^{rt} is all Clearly satisfyed and it is their Judgem^t that in this case a supsedeas ought to issue, the Execution being taken out wrong but that the pth may take out Execution ag^t the Estate of the Testato^r in the defend^{ts} hands if he thinke fit.

Then did the Sheriff of Charles County bring into this Court the bodyes of ffrancis Kilborne and Elizabeth his wife by him taken upon a writ of Cap ad sat at suite of Thomas Hussey issueing out of this Court, and retornable here this day w^{ch} said ffrancis & Elizabeth were by the Court comitted unto the said Sheriff of Charles County by him to be Kept in prison untill they should satisfy the said Thomas the sume of One hundred Thowsand pounds of Tobacco with costs of suite and the said ffrancis and Elizabeth in mercy &c.

p. 4 Then was Nicholas Best gent^l admitted and sworne one of the Attorneys of this Court and tooke his place accordingly.

40 s	Benjamin Rozer ag ^t Richard fflowke	}	<p>The Court fined Ignatius Courseene gent^l one of the Coroners of Charles County the sume of forty shillings sterling for that he did not retorne this writ it appearing to y^e Co^{rt} that he had received it. After the Court Samuell Cressy retorned the said writ to the office Endorsed thus. The within named Richard Fowke is not to be found in my Baliwick</p> <p style="text-align: right;">I Cawsine Coroner.</p>
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On the backside of a Cap ad sat directed to y^e Sheriff of Dorchester County ag^t John Brooke Chirurgion at the suite of John Peerce for 3008^t of Tob & returnable here this day was thus written. Liber M M

By vertu of this writ I have Executed the body of the said John Brooke and after Execution the said Brooke did satisfy unto the said John Peerce the full sume within specified so that his body I need not have at the day and place appointed.

Tho: Taylo^r Sheriff.

On the backside of a scire fac directed to the Sheriff of Calvert County between Humphry Limbry & W^m Smith retornable here this day was thus written vizt.

The within named William Smith is not found in my Baliwick therefore I could not Execute this writ as thereby I am comanded Chr Rousby Sheriff.

Garrat Vanswearing ag ^t	}	On the backside of a fi:fac directed to y ^e Sheriff of Charles County between these ptyes for 1736 ^t Tob was thus written (vitz) The within mentioned Henry Adams and Thomas Mathewes have not any goods or Chattels of George Manu- waring Deceased in my Baliwick.
Thomas Mathewes & Henry Adams Ex ^{rs} of George Manwaring		

Benja Rozer Sheriff.

Robert Crosman ag ^t	}	On the backside of a fi:fac directed to y ^e Sheriff of Charles County between these ptyes for 10779 ^t Tob was thus written.
The same Ex ^{rs} ut supra		

The within named Thomas Mathewes and Henry Adams have not any goods or Chattels of George Manwaring decaed within my Baliwick whereof the within specefyed quantity of Tobacco I can make as by this writ I am comanded Benja: Rozer Sheriff.

John Gilbert ag ^t	}	In this Cause the ord ^r that was made the last Co ^{rt} whereby it is referred to audito ^{rs} is continued untill the next Co ^{rt} the badnes of the weather hindering y ^e auditing and stateing the account.
Philip Shapleigh		

John Atkey ag ^t	}	William Boyden was attached to answere unto John p.5 Atkey in a plea of Trespas upon the case.
W ^m Boyden		

And whereupon the said John by George Parker his Attorney Complayneth that whereas one Alexand^r Mory Minister being lawfully possessed of one Man servant called or Knowne by the name of Thomas Chew for and during the Terme of foure years from the day of the date of a certeine writing und^r the hand and seale of

Liber M M the said servant Thomas bearing date the 20th day of February 1668, And whereas the said Alexander by and with the free will Consent and good liking of the said servant Thomas The Eight and Twentieth day of July 1670 on the backside of the said writing, under the hands of the said Alexander and the said servant Thomas, did assigne all his Right and interest of and in the said certeine writing and the said servant Thomas unto the said John Atkey, And the said John saith that he had reteyned him the said servant Thomas in his service to serve him the said John for and during the Residue of y^e said Terme of foure years mentioned and Expressed in the said certeine writing then to come and unexpired, And being of him the said servant Thomas lawfully possessed, the said servant Thomas the 28th day of July 1671 Run away and Depted out of y^e service of the said John, w^{ch} said servant Thomas afterwards the Eighth day of November 1671 came to the hands and possession of the said W^m Boyden, yet the said W^m Knowing the sd servant Thomas to be the servant of him the said John and to him of Right to belong and pteine, and devising and fraudulently intending Craftily and subtilly to Deceive and defraud the said John of y^e said servant Thomas the said servant to the said John although the said W^m by him the said John often Required hath not Delivered, but the said servant Thomas to him hitherto to Deliver hath Denied, and as yet doth Deny, and unjustly Deteyne contrary to the act of Assembly in that case made & provided, To the great Damage of the said John whereupon he saith he is Damnified and hath lost to the vallue of Eight Thowsand pounds of Tobacco, and thereupon he bringes his suite.

And the said W^m by Benjamin Rozer his Attorney Cometh and defendeth the wrong and injury when &c and saith that he is in no wise guilty of y^e premises alledged ag^t him by the said John, and this he prayeth may be Enquired into by the Country and the said p^r likewise.

Therefore Comand is given unto the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Court to be held at the Citty of St Maryes the Eleaventh day of February next being the first day of the same Court Twelve &c by whom &c who neither &c because aswell &c to recognize &c and the same day is given to both ptyes.

At which day that is to say the 11th day of February in the 41th yeare of y^e Dominion of Caecilius &c Annoq³ Domini 1672 came aswell the said John Atkey by George Parker his Attorney as the said W^m Boyden by Benjamin Rozer his Attorney And the Juro^r of that Jury likewise came to wit W^m Thompson Henrick Johnson
 p. 6 Jesse Allen Robert Clerke Richard Owen Richard Dawson John Raven Charles Clerke John Barber George Charlesworth Peter Evers and Abraham Roades who to say the truth in the premises being

Elected tryed and sworne upon their oathes doe say that they finde Liber M M
for the Defend^t with costs of suite, wherefore it is by the Court here
Considered that the said W^m Boyden Recover ag^t the said John Atkey
the sume of nine hundred ninety seaven pounds of Tobacco for his
costs and Charges in this behalfe vexatiously susteined and the
said John be in mercy for his false Complaint. Execution issued.

John Litchington } Comand was given to the Sheriff of St Maryes
ag^t } County that he should take John Maltby late of
John Maltby } St Maryes County Marchant and him safely
Keepe so that he have his body before the Justices of y^e Provincial
Co^{rt} to be held at the Citty of St Maryes the Eleaventh day of
February next to answere unto John Litchington of a plea of Trespas
upon the case, at w^{ch} said Day came aswell the said John Litchington
by Kenelm Chiseldine his Attorney as the said John Maltby in his
proper pson by the Sheriff of y^e County aforesd brought to the
barre, and the said Sheriff now Retornes that he tooke the body of
the said Defend^t, and that he now had him ready, upon w^{ch} the said
Defend^t being ordered by y^e Co^{rt} here to put in speciall bayle in the
said Co^{rt} here to answere the said Accōn, and pay the Condemnation,
or render his body to the Keeper of the prison of the Lord Proprietary
if he should in the said accōn be Convict the said Defend^t
rendered himselfe to the prison aforesayd upon w^{ch} the said John
Maltby is by the Court Comitted to the said prison therefor to
remaine untill he shall pforme the said ord^r

John Maltby late of St Maryes Citty Marchant was attached to
answere unto John Litchington of a plea of Trespas upon the case.

And whereupon the said John Litchington by Kenelm Chiseldine
his Attorney complaynes that whereas the said John Maltby the 13th
day of December in the yeare of our Lord God 1671 at New Yorke
in the County of New Yorke did in psuance of a certeine Contract
&c Charter pty, made betweene them the said John Litchington
Marriner M^r & pt owner of the good ship called the Mary of London
on the one pty and the said John Maltby by the name of John Maltby
of Newhaven in New England Marchant on the other pty had given
and Delivered unto the said John Litchington his bill of Exchange
according to the use of Marchants to one John Nethway in Fiall
directed and by the same his bill of Exchange had appointed and
authorized him the said John Nethway to pay unto the said John
Litchington the sume of One hundred and Twenty pounds sterling
at Tenn dayes sight of y^e said bill of Exchange, the said John Maltby
did then and there assume upon himself and in Consideration thereof
to y^e said John Litchington did faithfully pmise that if y^e said John
Nethway should not content satisfy and pay unto y^e said John Litch-
ington the said sume of 120^l ster^l at ten dayes sight according to the
Tenour & Effect of y^e said bill of Exchange that he the said John

Liber M M Maltby the said some of 120^l ster^t to him the said John Litchington when thereunto required would well truly content & pay, And the said John Litchington in fact saith that he the said John Litchington did shew the 27th of January 1671 the said bill of Exchange of 120^l ster^t unto the said John Nethway and Required him the said John Nethway to pay the said some of One hundred and Twenty pounds ster^t according to the Teno^r of y^e said bill of Exchange, w^{ch} said bill of Exchange y^e said John Nethway wholly refused and denied to accept and pay, whereby action hath accrued to the sd John Litchington to require & have of the said John Maltby the said 120^l ster^t, p. 7 Nothwthstanding w^{ch} the said John Maltby the said pmise and assumption as aforesayd made little Regarding but devising and fraudulently intending him the said Litchington, the said One hundred & Twenty pounds ster^t to Defraud & Deceive, the said 120^l ster^t though often required to him the said John Litchington according to his promise hath not payd but the same altogether denies.

And the said John Maltby by Vincent Lowe his Attorney cometh and Defendeth the said wrong and Injury when &c, and saith that he did not assume and promise in manner and forme as the said John Litchington hath above Declared ag^t him and of this he putts himself upon the Country and the said John Litchington likewise.

Therefore Comand is given to the Sheriff of St Maryes County, that he Cause to come before the Justices of the next Provincial Co^{rt}, to be held at the City of St Maryes the Eleaventh day of february next being the first day of the said Co^{rt} Twelve &c by whom &c who neither &c because aswell &c to Recognize &c, and the same day is given to both ptyes

At w^{ch} day that is to say the Eleaventh day of february in the 41th yeare of the Dominion of Caecilius &c Annoq³ Domini 1672 came aswell the said John Litchington by Kenelm Chiseldine his Attorney as the said John Maltby by Vincent Lowe his Attorney & the Juro^{rs} of that Jury likewise came to wit Thomas Paine Richard Lloyd Randall Hanson Marmaduke Symm Henry Hide George Beckwith Richard Ladd Robert Tyler George Johnson William Thompson Job Walton and Joshua Doyne. who to say the truth in the p^rmises being Elected tryed and sworne upon their oathes doe say that they finde for the pⁿ One hundred and Twenty pounds sterling Damages with Costs of suite, wherefore it is considered by the Co^{rt} here that the said John Litchington recover ag^t the said John Maltby aswell the said some of One hundred and Twenty pounds sterling for his Damages in this behalfe susteined as also the some of six hundred and fifty pounds of Tobacco for his Costs and Charges in this behalf Expended and the said John Maltby in mercy &c. And afterwards to wit the same day before the said Justices the said Defend^t John Maltby being convict by the Judgem^t of the Co^{rt} here to pay to the said John Litchington aswell the said

sume of One hundred and Twenty pounds sterling for his Damages by occasion of the p^rmisses as also the said sume of six hundred and fifty pounds of Tob for his Costs of suits by him Expended in and about the psecution of the said suite, Thereupon the said Defend^t John Maltby is by the Co^rt Comitted to the Keep of the prison of the said Lord Proprietary in Execution for the said One hundred and Twenty pounds sterling and the said six hundred and fifty pounds of Tobacco costs there to remaine untill he hath satisfyed the said John Litchington, the said sume of One hundred and twenty pounds sterling and the said sume of six hundred and fifty pounds of Tobacco whereof by the Judgem^t of the said Court he is Convict as aforesayd.

John Litchington } Comand was given unto the Sheriff of St Maryes
ag^t } County that he should take John Maltby late of
John Maltby } S^t Maryes Citty Marchant, and him safely Keepe
so that he have his body before the Justices of the Provincial Co^rt
to be held at the City of St Maryes the Eleaventh day of February
next to answere unto John Litchington of a plea of Trespas upon
the case, at w^{ch} said day came aswell the said John Litchington by
Kenelm Chiseldine his Attorney as the said John Maltby in his
prop pson by the Sheriff of the County aforesayd brought to the
barre and the said Sheriff now Retornes that he tooke the body of
the said Defend^t, and that he now had him ready upon w^{ch} the
said def^t being ordered by the Co^rt here to put in Special Bayle
into the said Co^rt here to answere the said a^cccon & pay the Con-
demna^con or render his body to the Keep of the prison of the Lord
Proprietary if he should in the said a^cccon be Convict, the said
Defend^t rendered himself to the prison aforesayd upon w^{ch} the said
John Maltby is by the Co^rt, committed to the said prison there for
to remaine untill he shall pforme the said ord^r.

p. 8

John Maltby late of the Citty of St Maryes Marchant, was at-
tached to answere unto John Litchington in a plea of Trespas upon
the case.

And whereupon the said John Litchington by Kenelm Chiseldine
his Attorney complaineth that whereas the said John Maltby by the
name of John Maltby Marchant by a certeine writing obligatory
bearing date the Twenty third day of November in the 23^d yeare of
his Ma:^{ties} Reigne Anno Domini 1671 did Covenant bargaine & agree
with one John Quigley by the name of John Quigley of Virginia
Marchant that the said John Maltby and one certeine John Nethway
or Either of them or their ord^r should well and truly Deliver to
the said John Quigley or his ord^r at the arrivall of the good ship
called the Mary of London, whereof John Litchington is Comand^r,
and then riding at Anchor in the Governm^t of New Jersey, and
bound for ffall and thence to Virginia, to pay fifty pypes of Mar-

Liber M M chantable ffall wines, to be Rackt and full upon the Receipt thereof the said John Quigley did thereby pmise to pay unto the abovenamed ptyes or their ord^r the sume of One Thowsand Two hundred pounds of good marchantable Tobacco and Casque to be punctually Delivered within thirty dayes after the said ships arivall in Virginia without fraud or further Delay for the Just & true pformance of w^{ch} bargaine or contract they severally bound themselves their heires Ex^{rs} & Adm^{rs} in the sume of five hundred pounds sterling to be leavyed on the pty that shall not pforme that agreem^t as by the said writing sealed with the seale of them the said John Maltby and John Quigly fully appeareth, and whereas the said John Litchington afterwards to wit y^e 29th day of November aforesayd in the year aforesayd did at the speciall Instance & Request of him the said John Maltby by a certeine writing obligatory whose date is the day & yeare aforesayd for the greater security and true pformance of the said bargaine and agreem^t, the same John Litchington to y^e said John Quigley together with the same John Maltby at the request of the same John Maltby graunted himself to be holden to y^e said John Quigley in the sume of five hundred pounds sterl with condition for the pformance of y^e said agreem^t, and himself ag^t the said John Quigley in pledge put for the same five hundred pounds sterling to be payd to the said John Quigley upon non pformance of y^e same bargaine, w^{ch} said contract so as aforesayd made betweene the said John Maltby and the said John Quigley the said John Maltby principall Debito^r at the arrivall of y^e said ship the said fifty pypes of wine according to the Condition did n[ot] deliver but the same to him to Deliver altogether refused, whereby the same John Quigley afterwards to wit the 9th day of October in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1672 at the Citty of St Maryes a certeine plaint ag^t y^e same John Litchington before his Lo^{pps} Justices of y^e Provincial Co^{rt} leavyed for the sd five hundred pounds by virtu of w^{ch} plaint the said John Litchington was by a writ issuing out of y^e said Provincial Co^{rt} retornable the 10th day of December to the Sheriff of St Maryes County directed was by the said sheriff arrested for y^e sd debt of five hundred pounds sterling and by virtu of the same the said 500^l sterl to y^e said Quigley payd and gave satisfaction, Therefore

p. 9 nevertheles the same John Maltby though often requested him the said John Litchington ag^t the said John Quigley for the said 500^l sterl whereof he put himself pledge ag^t the same for the same John Maltby hath not acquitted but him to acquit gainesayd, and him hitherto to acquite gainesaith whereupon the said John Litchington saith he is Damnified and hath Damage to the vallue of five hundred pounds sterling, and thereupon he bringeth his suite.

And the said John Maltby by Vincent Lowe his Attorney cometh and Defendeth the force and injury when &c, and saith that he is

in no wise guilty of the p^rmisses in such manner and forme as the said John Litchington hath by his Declaration objected against him, and of this he puts himself upon the Country, & y^e sd John Litchington likewise Liber M M

Therefore Comand is given to y^e sheriff of St Maryes County that he cause to come before the Justices of y^e Provincial Co^rt at the City of St Maryes on the Eleaventh day of February next being the first day of y^e same Co^rt Twelve &^c by whom &^c who neither &^c because aswell &^c to Recognize &^c and the same day is given to both ptyes.

At w^{ch} day that is to say the 11th day of ffebruary in the 41th year of the Dominion of Caecilius &^c Annoq^{ue} Domini 1672 came aswell the said John Litchington by Kenelm Chiseldine his Attorney as the said John Maltby by Vincent Lowe his Attorney, and the Juro^r of that Jury likewise came to wit Thomas Paine Richard Loyd, Randall Hanson Marmaduke Symms Henry Hide George Beckwith Richard Ladd Robert Tyler, George Johnson William Thompson Joab Walton and Joshua Doyne—who to say the truth in y^e p^rmisses being Elected tryed & sworne upon their oathes doe say that they finde for the p^r Twenty Thousand pounds of Tobacco Damages and Costs of suite, wherefore it is by the Court here Considered that the said John Litchington Recover ag^t the said John Maltby aswell the said sume of Twenty Thousand pounds of Tobacco for his Damages in this behalfe susteined as also the sume of six hundred and fifty pounds of Tobacco for his Costs and Charges about this suite Expended and the said John Maltby in mercy &^c.

And afterwards to wit the same day before the said Justices the said defend^t John Maltby being Convict by the Judgem^t of the Co^rt here to pay to the said John Litchington aswell the said sume of Twenty Thousand pounds of Tobacco for his Damages by occasion of y^e p^rmisses as also the sume of six hundred and fifty pounds of Tobacco for his costs of suite by him Expended in and about the prosecution of the said suite—Thereupon the said Defend^t John Maltby is by the Co^rt Comitted to y^e Keeper of the prison of the said Lord Proprietary in Execution for the said Twenty Thowsand pounds of Tobacco, and the said six hundred and fifty pounds of Tobacco costs there to remaine untill he hath satisfyed the said John Litchington, the said sume of Twenty Thousand six hundred and fifty pounds of Tobacco whereof by the Judgem^t of the said Court he is Convict as aforesayd.

ffrancis Kilborne & ux	}	Samuell Cressy late of Charles County in
ag ^t		the said Province was Sumoned to answer
Samuell Cressy		unto ffrancis Kilborne and Elizabeth his
wife Administratrix of y ^e goods & Chattels of Daniel Johnson de-		

Liber M M ceased in a plea that he rend^r unto them three thousand seaven hundred Seaventy and nine pounds of Tobacco w^{ch} he unjustly Deteineth.

And whereupon the said ffrancis and Elizabeth by Robert Carvile their Attorney say that whereas the said Samuell Cressy upon the
 p. 10 25th day of May in the yeare of our Lord 1669 by his certeine writing obligatory sealed with the seale of the said Samuell here in Co^{rt} pduced whose date is the day and yeare abovewritten did acknowledge himselfe to owe and stand indebted to the said Daniel Johnson in the full and Just sume of One Thowsand Eight hundred pounds of sound Merchantable leafe Tobacco pcell off y^e aforesayd sume of 3779^l of Tobacco to be payd Conveniently in Charles County afsd on or before the tenth day of November next Ensueing, And whereas the said Samuell Cressy upon the said 25th day of May aforesayd in the yeare aforesayd by his certeine other writing obligatory sealed with the seale of him the said Samuell and hereafter in Co^{rt} pduced whose date is likewise the day and yeare abovewritten, did acknowledge himself to owe and stand indebted unto the said Daniel Johnson the sume of One Thousa[nd] nine hundred seaventy and nine pounds of Tobacco & caske residue of the aforsd Sume of 3779^l of Tobacco to be payd Conveniently in Charles County at or before the tenth day of November next ensueing the date thereof w^{ch} said severall sumes of Tobacco in the whole amounting unto the sume of three Thousand seaven hundred seventy and nine pounds of Tobacco, the said Samuell though often thereunto requested to the said Daniel Johnson in his life time or to the said Elizabeth while she was sole to whome L^{tes} of Adm^{con} of all the goods & Chattells w^{ch} were the aforesd Daniels at the time of his Death by the hono^{ble} Sr W^m Talbot Baron^t Cheif Judge fo[r] probate of wills and graunting of Adm^{cons} the one & Twentieth day of January in the yeare of our Lord 1670 were comitted or to them the said Francis or Elizabeth since their Espowsalls betweene them celebrated hath not renderd bu[t] the same to them to render hath Denied and the same to them the said ffrancis & Elizabeth to render as yet doth Deny and unjustly Deteyne, whereupon they are Damnified and have Damage to the vallue of 5000^l of Tob and thereupon the[y] bring their suite, And the said ffrancis and Elizabeth bring here into Co^{rt} the L^{re} of Adm^{con} to her the said Elizabeth graunted of the goods and Chattells of the aforesayd Daniel Johnson that it may appeare to the Co^{rt} here that they have Administration.

And the said Samuell Cressy by Benjamin Rozer his Attorney comet[h] and Defendeth the force and injury when &^c and prayeth liberty of Speaki[ng] thereunto untill the Eleaventh day of ffebruary next being the first day of the next Provinciaall Co^{rt} and the same Day is given to both ptyes.

At w^{ch} day that is to say the Eleaventh day of ffebruary in the

4th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1672 Liber M M
 came to said ffrancis & Elizabeth his wife by Robert Carvile their
 Attorney and offered themselv[es] ag^t the said Samuelli Cressy of
 and upon the p^rmises and the said Samuelli Cressy appeared not
 but made default wherefore it is considered by the Co^{rt} here that
 the said ffrancis and Elizabeth Recover ag^t the said Samuelli Cressy
 aswell the said sume of three Thowsand seaven hundred seaventy
 and nine pounds of Tobacco as also the sume of three hundred
 fifty and seaven pounds of Tobacco for their costs and Charges
 in this behalfe Expended and the said Samuelli in mercy &c.

Daniel Jenifer } Memorandum that at this Co^{rt} vizt the Eleaventh p. 11
 ag^t } day of ffebruary in the 41th yeare of the Dominion
 John Blomfeild } of Caecilius &c Annoq̃ Domini 1672 Came Daniel
 Jenifer one of the Attorneys of this Co^{rt} and Exhibiteth to the
 Co^{rt} here his certeine bill agt John Blomfeild gent^l one of the At-
 tornyes of this Co^{rt} in a plea that he rend^r unto him the sume of six
 Thowsand five hundred and fifty pounds of Tobacco w^{ch} to him he
 oweth and unjustly Deteineth &c.

And whereupon the said Daniel in his prop pson saith whereas
 the said John upon the Eighth day of July in the 39th yeare of the
 Dominion of Caecilius &c Annoq̃ Domini 1670 by his certeine
 writing obligatory sealed with the seale of him the said John and
 here in Co^{rt} pduced whose date is the day & yeare abovewritten did
 acknowledge himself to owe and be indebted to the said Daniel
 Jenifer the full and Just sume or quantity of three Thousand five
 hundred and fifty pounds of good sound Marchantable Tobacco and
 casque, To be payd unto the said Daniel Jenifer or to his certeine
 Attorney his Executo^rs Adm^rs or Assignes in some Convenient place
 in St Maryes County before or upon the 10th day of October w^{ch}
 should be in the yeare of our Lord 1671, To the which paym^t well
 and truly to be made the said John Blomfeild did binde himself
 his heires Executo^rs and Adm^rs firmly by these p^rsents and whereas
 also the said John upon the same Eighth day of July in the yeare
 afd by his other certeine writing obligatory sealed with the seale
 of him the said John and here in Co^{rt} likewise pduced whose date
 is the day and yeare above written, did acknowledge himself to owe
 and be indebted to the said Daniel Jenifer the full and Just sume
 or quantity of Three Thousand pounds of good sound Marchantable
 Tobacco and Casque, To be payd unto the said Daniel Jenifer or
 to his certeine Attorney his Ex^rs Adm^rs or assignes in some Con-
 venient place in St Maryes County aforesayd before or upon the
 Tenth day of October next Ensueing the date thereof, To the w^{ch}
 paym^t well and truly to be made the sd John Blomfeild did binde
 himself his heires Executo^rs Adm^rs firmly by those p^rsents w^{ch} said
 several sumes of Three Thowsand five hundred and fifty pounds of

Liber M M Tobacco and Three Thowsand pounds of Tobacco amounting in the whole to the sume of six Thowsand five hundred and fifty pounds of Tobacco the said John though often thereunto Required to the said Daniel according to the Tenour of the writings obligatory aforesayd hath not hitherto payd but the same to pay doth altogether Deny and Refuse whereupon the sd Daniel saith he hath losse & is Damnified to the vallue of Tenn Thowsand pounds of Tobacco and thereupon he pduces his suite.

and now here at this day to wit y^e 11th day of ffebruary in the 41th yeare of the Dominion of Caecilus &c Annoq^{ue} Domini 1672 came the said John Blomfeild in his pp pson in open Co^{rt} and acknowledged Judgem^t & consented that Judgem^t should passe ag^t him for the said Tobacco in the Declaration mentioned so that Execution of the said Judgem^t doe cease untill the first day of February w^{ch} shalbe in the yeare of our Lord 1673, wherefore the said Daniel remaineth ag^t the said John undefended thereof John Blomfeild.

Browning
ag^t Coleman
p. 12

Somerset County ss. Comand was given to the Sheriff of Somerset County that whereas John Browning lately in o^r Provincia^l Co^{rt} held at the City of St Maryes to wit the 19th day of December in the 40th yeare of our Dominion over our said Province of Maryland Annoq^{ue} Domini 1671 by the Consideration of the same Court had Recovered ag^t John Coleman aswell a certeine debt of five Thowsand pounds of Tobacco as also the sume of three hundred forty and Eight pounds of Tobacco for Costs of suite by Default of him the said John Coleman and the said John Browning came afterwards into our said Provincial Co^{rt} the Tenth day of this instant December in the 41th yeare of our Dominion over our said Province, and by the statute thereupon published and Declared, did choose to have Delivered unto him all the goods and Chattells of the aforesayd John Coleman besides his Oxen and Geare of his plough and in like manner the moyety of all his lands & Tenem^{ts}, to hold to him the goods and Chattells aforesayd as his owne pp goods and Chattells, and the moyety aforesayd as his ffreeholde to him and his assignes according to the forme of the Statute aforesayd untill the debt and Damages aforesayd shalbe thereupon leavyed, Therefore wee Comand you y^t all the goods and Chattells of the aforesayd John Coleman besides his Oxen and Geare of his plough, and in like manner the moyety of all his lands and Tenem^{ts} in yo^r Baliwick of w^{ch} he the said John Coleman on the nineteenth day of December last past or at any time after was seized to the aforesayd John Browning you cause to be Delivered by reasonable price & Extent to hold to him the goods and Chattells aforesayd as his owne pp goods and Chattells and the Moyety aforesayd as his freeholde to hold to him & his assignes according to the forme of the Statute aforesayd, untill the debt and Damages aforesayd shalbe

thereupon fully Leavyed, and in what manner you shall Execute this our writ you shall make appeare before our Justices of our Provincial Co^{rt} at our next Provincial Co^{rt} to be holden at St Maryes Citty the Eleaventh day of February next and have you also there this our writ Witnes &c the 14th of December 1672. Liber M M

And now here at this day to wit the Eleaventh day of ffebruary aforesayd came the said John Browning by John Morecroft his Attorney, and the Sheriff that is to say Thomas Jones gentl now Retornes a certeine Inquisition before him taken in these words (vizt)

Somerset County ss. An Inquisition taken by Indenture at Pocamoke in the County aforesayd the thirtieth day of January in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1672 before me Thomas Jones gentl Sheriff of the County aforesayd by virtu of the writ of his Lo^{pp} the Lord and Proprietary to me directed, and to this inquisition annexed by the oath of John Hilliard Robert Catlin William Davis Samuell Long Wifflm ffurnisse John King William Greene Nicholas Hudson Edward Wale James Hinderson Robert Houlston John Williams and John ffreeman, who say on their oath that John Coleman in the writ aforesayd the 19th day of December last past and after was seized in his Demesne as of ffee of a Tract of Land Conteyning five hundred acres more or lesse according to Survey made lyeing and being in Pocamoke River in the County aforesayd, of the Cleare yearly vallue in all issues over and above the Reprizes of One hundred pounds of Tobacco which all and singular the aforesayd John Coleman had for him Surveyed and Patented according to the Custome & Tenure of Maryland w^{ch} said Tract of land in the Tenure of the aforesayd John Coleman with all & singular the ap^{pt}nces that is to say the moyety or halfe thereof for the Medietie of the said Land I the aforesayd Sheriff have Caused to be Delivered to John Browning in the writ aforesayd named to be held to him and his assignes according to the forme of the Statute thence provided as his ffreeholde, untill his debt of five thowsand pounds of Tobacco, together with his Damages in the writ aforesayd mentioned fully thence he shall have leavyed, as the writ aforesayd wills and Requires, And further the Juro^{rs} aforesayd on their oath aforesayd say that the said John Coleman no other or more has or after the Recognizance of the Debt aforsayd had goods or Chattels Lands or Tenem^{ts} in the County aforsayd within their Knowledge, In Testimony of w^{ch} aswell I the said Sheriff as the Juro^{rs} aforesayd to this inquisition our seales alternately have put the 30th day of January & in the place & yeare abovesayd. p. 13

John Browning payd by Rule of Court the Summe of nine hundred ~~~~~ pounds of Tobacco allowed by the Co^{rt} for Executing this writ.

Liber M M Thomas Jones } Henry Smith late of Som^rset County was attached
 ag^t } to answer unto Thomas Jones one of the Attornyes
 Henry Smith } of this Co^{rt} according to the libertyes and priviledges
 } allowed &c in a plea of Debt &c.

And whereupon the said Thomas in his pp pson saith that whereas the said Henry upon the fourth day of Aprill in the 40th year of the Dominion of Caecilius &c Annoq³ Domini 1672 by his certeine bill obligatory w^{ch} he the said Thomas, with the seale of the aforesayd Henry signed here brings in Co^{rt} whose date is the same day & yeare did acknowledge himself to owe to y^e aforesayd Thomas the sume of Three Thowsand pounds of good sound Marchantable Tobacco in Caske to be payd Convenient in Manoakin River upon all Demands to the said Thomas his lawfull Attorney his Executo^r Adm^r or assignes, to the which paym^t well and truly to be made the aforesayd Henry did binde himself his heirs Executo^r and Administrato^r firmly by the said bill. Notwithstanding the aforesayd Henry although often Demanded the aforesayd sume of Three Thowsand pounds of Tobacco in Caske hath not as yet Rendered but the same denyeth to pay and as yet Denieth whereupon the said Thomas saith he is Damnyfied and hath Damage to the vallue of five Thowsand pounds of Tobacco and thereupon he bringe[th] his suite.

And the said Henry Smith by Mathew Warde his Attorney Cometh & Defendeth the force and injury when &c, and the said Henry prayeth liberty of Speaking to the same untill the first day of the next Provincial Co^{rt} and it is graunted unto him being the Eleaventh day of February next and the same day is given to both ptyes.

At w^{ch} day that is to say the Eleaventh day of February in the 41th years of y^e Dominion of Caecilius &c Annoq³ Domini 1672 came the aforesayd Thomas Jones in his pp pson and offered himself ag^t the said Henry Smith of and upon the p^rmisses and the said Henry Smith appeared not but made default, wherefore it is Considered by the Co^{rt} here that the sd Thomas Jones Recover ag^t the said Henry Smith the said Three Thowsand pounds of Tobacco debt as also his Costs and Charges in this behalfe Expended and the said Henry Smith in mercy &c.

Therefore Comand is given to the Coroner of Somerset County that he take the said Henry Smith and him safely Keepe &c so that he have him here the Eighth day of Aprill next to satisfy unto the said Thomas Jones the said sume of 3000^t Tob debt aforesayd with costs of suite. & to make retorne &c.

p. 14 Samuell Lane of Ann Arundell County petitions this Co^{rt} that he was sumoned to appeare in December Co^{rt} last to testefy his Knowledge in an accoⁿ in this Co^{rt} depending betweene John Gilbert p^t & Philip Shapleigh deft. on the behalfe of y^e defend^t, he craves allowance for his Charges ag^t the said Shapleigh.

The Co^{rt} doe ord^r the Defend^t Shapleigh to pay unto the said Samuell Lane the sume of Two hundred and Tenne pounds of Tobacco for his Charges, the Co^{rt} allowing him 30^t of Tob p day, and allowed him for coming retorning & staying to attend seaven Dayes w^{ch} at 30^t Tob p day amounts to the said sum of Two hundred & Tenn pounds of Tob.

Liber M M

Thomas Jones } upon a scirce fac out of Chancery ordered that the
ag^t Defend^t put in his plea in Two dayes after the Co^{rt}
W^m Thompson } or Judgem^t to be awarded ag^t him by Default the
said Defend^t filed his plea accordingly.

W^m Smith }
ag^t }
Richard Ladd }
Richard Ladd }
ag^t }
W^m Smith } These foure causes continued by vertu of an In-
Henry Johnson } junction out of the high Co^{rt} of Chancery.
ag^t }
Richard Ladd }
Henry Johnson }
ag^t }
W^m Smith }

Josp Allen }
ag^t }
Richard Ladd }
Richard Ladd }
ag^t }
Henry Mitchell } These foure Causes continued untill the next Pro-
Walter Carre } vincial Co^{rt}.
ag^t }
John Eason }
Lord Prop^{ry} }
ag^t }
Luke Barbor }

Curtis fletcher }
ag^t }
Demetrius Cartwright }
The same }
ag^t }
The same } These foure Causes Continued untill the
Thomas Jones } next Provincial Co^{rt}.
ag^t }
Mathew Nelson }

Liber M M The same }
 ag^t }
 The same }

p. 15 W^m Guard }
 ag^t } In this Cause it is ordered by the Co^{rt} that they
 Trastram Thomas } Come to tryall the next Provincial Co^{rt}.

Henry Beedle }
 ag^t }
 George Wells }
 The same }
 ag^t }
 The same }
 Richard Jones }
 ag^t }
 John Vyney }
 John Prat }
 ag^t }
 Thomas Philips }
 John Eason }
 ag^t }
 Walter Carre }

These five Causes by Consent of y^e Attorneys
 of both sides are by the Justices Continued untill
 the next Provincial Co^{rt}.

Richard Hallet }
 ag^t }
 Nicholas Wyat }
 The same }
 ag^t }
 The same }
 John Edmondson }
 ag^t }
 George Robins }
 Nicholas Carre }
 ag^t }
 Toby Miles }
 Thomas Kendall }
 ag^t }
 George Munrow }
 Thomas Oliver }
 ag^t }
 George Munrow }
 Robert Doyne }
 ag^t }
 Pope Alvey }

These Tenne Causes are by Consent of Attor-
 neys of both sides Continued untill the next
 Provincial Court.

Liber M M

Henry Spry }
 ag^t }
 Hugh ffrench }
 Virlanda Stone }
 ag^t }
 Edmond Lindsey }
 Curtis ffletcher }
 ag^t }
 Daniel Jenifer }

Edmond Lister }
 ag^t }
 Thomas Momford }
 Christopher Rousby }
 ag^t }
 John Swayne }
 George Robins }
 ag^t }
 John Edmondson }
 John Blomfeild }
 ag^t }
 Peter Pake }

p. 16

These foure Causes by Consent of the Attorneys of both sides are Continued untill y^e next Provincial Co^{rt}

James Williams }
 ag^t }
 Jeffery Somerford }
 Daniel Jenifer }
 ag^t }
 John Tench }

In these Two Causes attachm^{ts} issued the last Provincial Co^{rt} but not Coming to the hands of the Sheriff ordered by the Co^{rt} that they againe issue Retornable the next Co^{rt}.

Thomas Todd }
 ag^t }
 Ralph Williams }
 John Nethway }
 ag^t }
 Thomas Howe }
 John Nethway }
 ag^t }
 James Lee }
 Thomas Taylo^r }
 ag^t }
 Hugh Nash }
 Jonathan Sybrey }
 ag^t }
 Jeremiah Eaton & ux }

These five Causes are by the Court Continued untill the next Provinciaall Co^{rt}.

Liber M M William Calvert & }
 Thomas Notley }
 ag^t } The Sheriff of Baltimore was in miserecordia
 Philip Holleger } the last Co^{rt} 40^s in this Cause and the Defend^t
 } not appearing by himself nor Attorney It is by
 } the Co^{rt} ordered that the said Sheriff be am^rced
 } 40^s sterl and be in mercy 5^t unlesse he bring
 } him the next Co^t

Abraham Roades }
 ag^t } The Sheriff of Baltimore is in mercy 40^s un-
 Henry Sharrock } lesse he bring the Defend^t the next Co^{rt}.

John Quigley }
 ag^t } In these Two Causes the Sheriff having Retorned
 Samuell Cressy } a Languidus ordered by the Co^{rt} that a Ducis
 Morgan Jones } Tecum issue in Each Cause
 ag^t }
 Samuell Cressy }

p. 17 John Quigley } The was the Defend^t admitted in forma pawperis
 ag^t } and M^r John Morecroft assigned him as Councell
 George Brewer } by the Co^{rt} and the Defend^t by his said Attorney
 } imparles untill y^e next Provincial Co^{rt}.

Thomas Doxey }
 ag^t }
 Thomas Griffin }
 Curtis ffletcher }
 ag^t }
 John Pollard }
 W^m Ellis }
 ag^t }
 Henry Robinson }
 Thomas More }
 ag^t }
 W^m Asbiston }
 George Diamont }
 ag^t }
 Cornelius Carmial }
 Thomas Hawkings }
 ag^t }
 Christopher Rousby & }
 Garret Vanswearing }
 Curtis ffletcher }
 ag^t }
 Edw: Fitzherbert & }
 Caleb Baker }

These Eight Causes are Continued untill
 the next Provinciall Co^{rt}.

Liber M M

Jonathan Sybrey }
ag^t }
John Wally }

Richard Smith } The Sheriff having Retorned a Languidus ordered
ag^t } that a Ducis Tecum issue.
W^m Morgan }

Garrat Vanswearing }
ag^t }
Cornelius Steuart } In these Two Causes the Sheriff of Ann
Kenelm Chiseldine } Arundell County is fined 40^s in mercy unlesse
ag^t } he bring the defend^t the next Co^{rt}.
Cornelius Steuart }

Henry Phipps }
ag^t }
Tho: Marsh } The Severall Defend^{ts} appeare by their Respec-
Tho Sympton } tive Attorneys & imple untill the next Provin-
ag^t } ciall Co^{rt}.
Richard Edelen }
& Just. Tennison }

ffrancis Holland } Hugh Connell late of Ann Arundell County p. 18
ag^t } planter, was attached to answere unto ffrancis
Hugh Connell } Holland of a plea of Trespas and Ejectm^t.

And whereupon the said ffrancis by Kenelm Chiseldine his At-
torney Complaineth that whereas George Wells gent^l the 22th day
of October in the 41th year of the Dominion of Caecilius &c did
demise to him the said ffrancis Holland, aswell all that pcell of land
Commonly called or Knowne by the name of Little wells lyeing
and being in Ann Arundell County aforesayd in the woods betweene
ffishing and Herring Creeke bay beginning at a marked white oake
in the Line of the land called Wells and bounding on the East with
a line Drawne south One hundred and sixteene perches to a marked
white Oake in the line of the Land of Anthony Salloway by a slash
side bounding on the South with the said Salloway his Land and
Runing West and by North for the length of One hundred ninety six
perches to a marked Oake being the Cornertree of the said Sallo-
way[']s land bounding on the West with a line Drawne North to the
land of Wells fifty pch[s] bounding on the North with the said
Land, Running East and by North One hundred ninety five pches
to the first marked Oake Conteyning by Estimation One hundred
acres more or lesse as also that other pcell of Land Co^monly called
or Knowne by the name of Wells hills lyeing and being in Ann

Liber M M Arundell County aforesayd in the branches of ffishing Creeke begin-
ning at a marked Oake standing upon a hill, the said Oake being a
Corner Tree of the land of Anthony Salloway, and Running South
by the said Sallowayes line Eighty Perches to a marked Poplar
being a forked Tree, then by a line Drawne West thirty perches to a
marked Chestnut Tree, then by a line Drawne North from the said
Chestnut for the length of three hundred and Twenty pches to a
m^ked Redd Oake, bounding on the North with a line Drawne East
Two hundred and ninety Perches to a marked Chestnut Tree stand-
ing in the line of the land aforesayd Called Little Wells bounding
East and South with the land of Anthony Salloway to the first
marked Oake Conteyning by Estimation foure hundred and Twenty
acres more or less with the apptn^{ces} to have & to occupy to him
and his assignes from the ffeast of the annunciation of the blessed
Virgin Mary then last past untill the full end and Terme of five
yeares to be Compleate and Ended by virtu of w^{ch} said Demise.
the aforesayd ffrancis holland into the aforesayd severall pcells of
Land with the apptn^{ces} did Enter & was thereof possessed, and he
the said ffrancis being so thereof possessed the aforesayd Hugh
Connell afterwards to wit the Twelveth day of Novem^r in the forty
first yeare of the Dominion of Caecilius &c by force & armes the
said several pcells of Land with the apptn^{ces} w^{ch} the aforesayd
George Wells to him the said ffrancis Holland in forme aforesayd
demised for the term aforsyd w^{ch} is not yet paste did Enter and him
from the said pcells of Land with the apptn^{ces} did Eject and other
harmes to him did doe to the greate damage of him the said ffrancis
and against the peace &c whereupon he saith he is Damnified and
hath losse to the vallue of three Thousand pounds sterling and
thereupon he bringeth his suite.

And the said Hugh Connell by John Morecroft his Attorney doth
Come & Defe[nds] the force and injury when &c and the said Hugh
prayeth liberty of Speaking thereunto untill the first day of ffebruary
Court next and it is graunted unto him and the same day is given
to both ptyes.

At w^{ch} day that is to say the Eleaventh day of ffebruary in the 41th
p. 19 yeare of the Dominion of Caecilius &c Annoq Domini 1672 the
Defend^t in open Co^{rt} acknowledg[eth] the service of the Declaration,
And thereupon it is this day ordered by the Co^{rt} by the assent of
Kenelm Chiseldine Attorney for the p^t, and John Morecroft Attor-
ney for Henry Beedle and Sophia his wife late of the County of Ann-
arundell that the said Henry and Sophia shalbe admitted defend^{ts},
who shall appeare without Delay by their Attorney aforesayd and
shall Receive a Declaration and shall pleade the Generall issue there-
unto this Co^{rt}, and to the tryall thereof the said Henry and Sophia
shall appeare in their pp psons or by their Councill or Attorney and

shall acknowledge the Demise Entry and actuall Expulsion or in Default thereof Judgem^t shalbe Entred ag^t the Defend^t Hugh Connell the Casuall Ejecto^r, but any further psecution against him shalbe spared untill the said Henry & Sophia shall make default of the p^rmises and by the assent of the Councell it is further ordered that the said Henry and Sophia shall take no advantage ag^t the p^rt for his, not psecuting upon the tryall occasioned by his Default but the said Henry and Sophia shall pay to the p^rt the Costs by the Co^rt to be Taxed thereupon, and it is further ordered that the Lesso^r p^rt shalbe Chargeable with the paym^t of the Defend^ts costs by the Co^rt allowed by any meanes Taxed & adjudged.

Liber M M

James Nuthall	}	The Respective Attorneys to the Severall Defend ^t s appeare for their Clyents, and crave an Imparlance untill the next Provinciaall Court, and it is graunted unto them and the same day is given unto the said Respective p ^r t ^s likewise.
ag ^t		
Thomas Sprigg		
Philip Udall		
ag ^t		
Henry Mitchell		
Henry Hosyer &		
John Stagnes		
ag ^t		
Francis Kilbourne		
Roger Baker		
ag ^t		
Thomas Gaunt		
Vincent Atchinson		
ag ^t		
Marke Cordea		
Wifm Harris		
ag ^t		
Tho: Bennet		
Marmaduke Symms		
ag ^t		
John Richardson		

Thomas Notley	}	The Sheriff having Retorned a Cepi & the Defend ^t neither apeating in pson nor by Attorney ordered that the Sheriff be amerced 40 ^s unlesse he bring him the next Provincial Co ^r t.
ag ^t		
Nehemiah Blackiston		

John Larkin	}	The defend ^t appeared in his pp pson, and was by the Co ^r t ordered to Retaine an Attorney.
ag ^t		
ffrancis Gill		

Liber M M John Nethway } Ordered by the Court that unlesse the p^t file a
 ag^t } Decl^t ag^t the Defend^t by the last day of the Co^rt,
 p. 20 John Litchington } or that a Non suite be awarded ag^t him, and the
 Defend^t finding that no Declaration was filed ag^t him by the p^t
 according to the Rule of Co^rt aforesayd craved costs & a non suite
 wherefore it is Considered by the Co^rt that the said John Nethway
 lose his writ & that John Litchington Recover ag^t the said Nethway
 the sume of pounds of Tobacco for his Costs and
 Charges in this behalfe vexatiously sustained and the said John
 Nethway in mercy for his false Complaint.

The Co^rt Adjourned untill the Eighth day of Aprill next.

This Indenture made the Thirteenth day of ffebruary in the One & ffortieth yeare of the Dominion of Caecilius &c Annoq^{ue} Do^{mini}, One thousand Six hundred Seaventy two. Between James Nuthall of Calvert County in the Province of Maryland planter of the one part. And Walter Hall of S^t Maryes County in the same Province gentl. of the other part. Wittnesseth. That the said James Nuthall for and in Considera^{tion} of Sixteene Thousand pounds of Tobacco in Casque to him in hand Paid by the said Walter Hall the rec^{ept} Wherof the said James Nuthall doth hereby Acknowledge and thereof and of ev^{ery} part thereof & parcell thereof. Doth hereby absolutely & Clearly exonerate acquit and discharge the said Walter Hall his heyres Executo^{rs} and Administrat^{rs} for ever by these p^{resents}. Hath Given graunted bargained and Sold enscoffed and Confirmed and by these presents doth Give Graunt Bargaine Sell enscoffe & Confirme unto him the said Walter Hall his heyres and Assignes for ever. All That Parcell or Tract of Land Late in the Tenure or Occupa^{tion} of him the said James Nuthall or his assignes Lyeing and being in S^t maryes County afforesaid. beeing part of a Devident of Land Co^mmonly called or Knowne by the name of Cornwallis Crosse Manno^r. Begining at the Quarter Creeke and so running along the Side of the old ffeild that the Crosse Manno^r House standeth on To the Path way that Goeth to Long Neck. And from thence alo^{ng} the said Path till it Comes to John Burgesses old ffeild. And from thence to George Wright Outward Lyne. and so into the woods to S^t Inogoes Manno^r. Conteyneing by Esteema^{tion} One Thowsand Acres more or lesse. Togeather with all & singular the houses Ediffices buildings Yards Gardens Orchards Woods Underwoods Rights Benefitts Jurisdic^{tion}s Priveleges and Proffitts Thereunto belonging or in any wise Appertayneing, To Haue & to Hold the said Parcell of Land and all & singular other the p^rmisses hereby graunted bargained and sold or mentioned to be herein or hereby barga[ined] graunted and sold. with their and every of their Rights Members and Appurtena^{nces} whatsoever. unto the

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of the
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ohn

sayd Walter Hall His Heyres and assignes for ever, To the onely Proper use and behoofe of him the said Walter Hall his heyres and assignes for ever. And the said James Nuthall for himselfe his heyres Executo^{rs} & Administrat^{rs} and every of them the Said Parcell of Land and all and Singuler other the premisses before graunted bargained & sold with the Appurtenāces. unto the said Walter Hall and his heyres To the onely prop use & behoofe of the Said Walter Hall his heyres and assignes for ever, against him the said James Nuthall his heyres & assignes and all and ev^{er}y other person & persons whatsoever Lawfully Claymeing by from or under him or them or any of them. Shall and will Warrant and for ever Defend by these presents: And the said James Nuthall for himselfe his heyres Executors & Administrators, doth hereby Covenant Promise graunt and agree to and with the said Walter Hall his heyres and assignes and every of them in Manner and forme ffollowing that is to say That he the said James Nuthall at the tyme of the ensealeing & deliv^{er}y of those presents is and untill A good pure perfect and absolute estate of Inheritance of all and Singuler the before graunted p^{re}misses and every pt thereof shall be Lawfully vested Settled & Executed in and upon the said Walter Hall and his heyres according to the true Intent & meaneing of those presents shall remayne Continue and be Seized of and in the said parcell of Land and all & singuler other the p^{re}misses in and by these presents graunted bargained & sold with their Appurtenāces of A good Pure perfect and absolute Estate of Inheritance in ffee-Simple. without any Condition reversion remainder or Limittacōn of any use or uses estate or estats in or to any person or persons whatsoever. To alter Chainge Defeate Determyne or make Void the same. And that the said James Nuthall at the tyme of the makeing & ensealeing of these presents hath full Power good Right and Lawfull Authority to graunt bargain sell and Convey all and Singuler the before hereby graunted or mentioned to be graunted Premisses with their and ev^{er}y of their Appurtenāces. unto the said Walter Hall his heyres and assignes in manner & fforme as afforesaid. And that he the said Walter Hall his heyres and assignes and every of them shall & may by force and virtue of these presents from tyme to tyme and at all tymes for ever hereafter Lawfully Peaceably, and Quiettly haue hold use Occupie Posesse and enjoy the said parcell of Land and all other the bargained premisses with the Appurtenāces. and haue Receive and take the Rents Issues and proffits thereof To his and their owne proper use and behoofe for ever. without any Lawfull Lett Suite Trouble Denyall Interruption eviction or Disturbance of the said James Nuthall his heyres or assignes. or of any other person or persons whatsoever Lawfully Claiming by from or under him them or any of them. or by his or their Means Act Consent Title interest p^{ri}vacy or Procurement. In Wittnesse whereof the Partyes first

Liber M M
p. 21

p. 22

Liber M M abovenamed haue hereunto Interchangably Set their hands and
Seales the day and yeare first abovewritten
Sealed and Delivered in the marke of
the p^rsence of. Tho. Innes James *N* Nuthall. Seale
Jn^o Blomfeild

feb. the 13th 1672

9 sds Acknowledged in oppen Court by the abovenamed James
Nuthall the day & yeare abovesayd

Robert Ridgely Cler. Cur. Prov.

Tho. Doxey p^{lt} I the said Defend^t doe Ordeyne and Appointe
Tho. Griffith Def. Robert Carvile one of the Attorneys of the
Prov^l Court, To be my Attorney to this Accōn
and to put in such plea thereunto as he shall
thinke fitt. Witnesse my hand this Eighth day
of ffebruary 1672. Thomas Griffin

Test. Kenelm Chiseldyn.

To all to whome these p^rsents shall come I John Woder Esq^r
Majo^r of the Towne of Weymouth and Melcomb Regis in the
County of Dorset in England and one of his Ma:^{ties} Justices of
peace & Quorum there send greeting Know yee that this p^rsent day
Edith Byat of the Towne aforesayd widdow the Relict of Theophilus
Byet late one of the Aldermen of y^e said Towne her late husband
deceased came before me and showed unto me a certeine writing
in Parchm^t signed Marcus Cortle Reg^rterius to w^{ch} was affixed the
greate seale of the Prerogative Co^{rt} of Canterbury and a copy of
the last will & Testam^t of the said Theophilus Byet, By which said
writing it doth appeare that the said Edith hath made pbate of her
said husbands will, and that the Admōn of all the goods Chattels
Right and Creditts which were her husbands at the time of his
death are legally graunted unto her a true Coppy of w^{ch} said writ-
ing and Coppy of the said will I have at her Request hereunto an-
nexed Know yee also that this same day the said Edith Byat and
John West of Dorchester in the said County of Dorset a pson well
Knowne unto me did in my p^rsence signe seale & Deliver as their
Act & Deed the Letter of Attorney hereto also annexed making one
William Dare their lawfull Attorney to doe severall acts for them
and either of them in Virginia and Maryland In Testimoney whereof
I have hereunto set my hand and affixed the seale of Majoralty
of the Towne aforesayd the three & twentieth day of September in
the 24th yeare of the Reigne of o^r Sovereign Lord Charles the
Second by the grace of God King of England Scotland ffrance &
Ireland defend^r of the faith &c Annoq^{ue} Domini 1672.
John Wooder Majo^r.

Locus Sigilli
Robert Car-
ville of S^t
Maryes
maketh
oath that
about a fort-
night since
Mr Dare
discoursing
wth this
Depon^t about
this Instrum^t
und^r Seale &
this Dep^t
opening of y^e
paps y^e Seale
then there-
unto affixed
did acci-
dentally fall
off from ye
pap^s wthout
any force or
violence used
to y^e same.
Sworne this
7th of Aprill
1673 before
me.
Philip
Calvert.

To all to whom these p'sents shall Come wee Edith Byat of Liber M M
Weymouth and Mellcombe Regis in the County of Dorset widdow
the Relict and Executrix of the last will and Testam^t of Theophilus
Byat late of Weymouth and Mellcombe Regis aforesayd Marchant
Deceased late part owner of the ship called the John of the Porte
of Weymouth and Mellcome Regis aforsayd of the burthen of
Eighty Tonns or thereabouts lately left at Virginia in a voyage
either from Weymouth Mellcombe Regis aforesayd to the Barba-
does and from thence to Virginia aforesayd and John West of
Dorchester in the County aforesayd Marchant the other pt owner
of the said ship Send greeting whereas the said ship being left in
some Porte or place lately in Virginia aforesayd one John Parker p. 23
now or late Resident there tooke into his Custody and possessed
himself of the sayles Cordage Anchors Cables boates Rigging and
other materialls then in or belonging to the said ship, and also the
said ship it self, and doth owe and stands indebted unto us a Con-
siderable sume of money for the freight and hire of the said ship
from Weymouth and Mellcome Regis aforesayd unto Barbadoes
aforesayd and from thence to Virginia aforesayd for a late voyadge
made with her for the said John Parker. Now Know yee that wee
the said Edith Byet and John West for good Considerations us
thereunto moving have constituted authorized and made, and by
these p'sents wee the said Edith Byet & John West doe and Each of
us doth Constitute authorize and make, and in our steads & place &
put our Loving friend William Dare of Dorchester aforesayd
Mercer now bound for Virginia our True and lawfull Attorney
for us and in o^r names & in the name of Either of us Jointly &
Severally as the Case shall require to aske demand and Receive of
and from the said John Parker all such of the said ships Sayles
Cordage & Anchors Cables boate Rigging and other materials
aforesd as are now in the hands or possession of the said John
Parker, And the possession of the sd ship and such pts & peices of
her as yet remaine, of him & all others to get Recover and the same
to sell for our best proffit, And full satisffection for all such of the
said Sayles Cordage Anchors Cables boate Rigging & other mate-
rialls, as at any time Came to the hands use or possion of y^e sd
John Parker w^{ch} are Either Imbezelled sold or not now Remaining
and also to aske Demand & Receive of and from y^e sd John Parker
all such somes of money as are due oweing or payable to us or
Either of us for freight or hire of y^e sd ship as aforsd and all other
moneys debts Tobacco & other goods as are any way oweing or
payable to us or Either of us for any other matter or being what-
soever from the said John Parker And further for us & in our names
Jointly & in the name of Either of us severally as the case shall
require to aske & Demand & Receive of & from all psons in Virginia

Liber M M aforesayd & Maryland or Either of y^m all such su^mes of money goods Tobaccos & Wares as are from them or any of them due & oweing to us joyntly or Either of us Severally, And wth the said John Parker & all such psons as aforesayd to Compleate & make up an accompt for us & in o^r names or in the name of Either of us touching y^e p^rmises, And for the better Recovery of the p^rmises the said John Parker & all other psons aforesayd for us & in o^r names Jointly & Severally as the case shall require to sue arrest psecute impleade Condemne & imprison & out of prison to Deliver And us and Either of us in any Co^{rt} or Courts and before any Judge or Judges to psonate and with y^e said John Parker and such other psons as aforesayd as o^r said Attorney shall thinke fit compositions and agreem^{ts} for us & in o^r names or in the name of Either of us to make, And upon such Compositions or agreem^{ts}, or upon satisffection given to o^r said Attorney for y^e p^rmises for y^e sd John Parker, and such psons as af^d Compounding with or satisfyeing o^r sd Attorney for us & in o^r names & in y^e name of Either of us acquittances releases & full discharges to give, And for y^e better Effecting the p^rmises one or more Attornyes Dep^{ties} & Substitutes und^r him to make & them againe at his pleasure to Revoake And gen^rally to doe & Execute all & Every such other act & thinges as shalbe necessary in & about y^e p^rmises in as full manner as wee o^rselves or Either of us might doe were wee psonally p^rsent Wee & Either of us hereby ratefyeing & Confirming all w^{so}ever our said Attorney or his substitutes or Either of them shall doe or pcure to be Done in y^e p^rmises In witnes whereof wee have hereunto set o^r hands & seales this 20th day of September in the yeare of our Lord 1672.

Sealed & Delivered by y^e sd Edith in y^e Edith Byat (Sealed)
p^rsence of John Wooder Majo^r.

Henry Smart

The marke of Nich: N Smart

John West (Sealed)

And by the said John West in the p^rsence of

John Wooder Maj^r

William Bird.

p. 24 In the name of God Amen I Theophilus Byat of Waymouth & Mellcombe Regis in the County of Dorset Marchant being sick and weake in body but of p^rfect minde & memory blessed be god therefore doe now make this my last will & Testam^t in manner & forme following ffirst I give & bequeath my soul into y^e hands of Almighty God my Creato^r & my body to y^e Earth from whence it came & for my worldly goods I doe give and bequeath all my Lands houses & the garden in Lovelane with all my goods & Chattells of what Kinde soever to my wife Edith during her Naturall life to her disposing,

and after her decease I doe give & bequeath to my sonne Robert Byat my land in Portland and the house in w^{ch} Edward Owsely now Dwelleth and the house lately built in the south side of the high streete during his naturall life & to y^e heirs & issue of his body lawfully begotten & for want of such heirs or issue to my daughter Hannah Barker and her heirs forever, and I Doe give & bequeath the house wherein Henry Lee now Dwelleth to Kathereine Pinson my Grandchilde and her heires forever And for all the Rest of lands goods & Chattells not Disposed of I doe give to my said wife and to her disposing to give or sell as she shall thinke fit whome I Doe make my sole Executrix of this my last will & Testam^t, And I doe desire my frends Wifm Cade and Nicholas Nicholas Tackle to be overseers of this my said will & doe give unto Each of them Twenty shillings In witnes whereof I have hereunto set my hand and seale the 25th day of Aprill in y^e yeare of our Lord 1672 Tho Byat sealed in the p'sence of signe of E. B. Erasmus Browne Nicholas Tackle W^m Cade. Liber M M

Tenore presentium nos Gibertus providentia divina Cant Archiepiscopus totius Anglie prima et Metropolitanus notum facimus universis quod quarto die mensis Julij Anno Domini 1672 Apud London coram reverenti & egregio viro Leolino Jenkins milite & legum doctore Curie Prerogative Cant nostro Custode sive Commissario legitimo constituto probatum approbatum & insinuatum fuit testamentum Theophili Byat nuper de Weymouth & Melcomb Regis in comitatu Dor Defuncti prentibus auc & habentis dum vixit & mortis sue tempore bona jura sive credentia in diversis diocesibus sive jurisdictionibus cuius pretextu ipsius testamenti approbatio & insinuatio administrationisque huiusmodi audito finalique liberacio sive dismissio ab eadem ad nos solum & insolidum & non ad alium nobis inferiorem judicem notum dignoscunt pertinere & commissa fuit administratio omnium & singulorum bonorum jurarum & credentiarum dicti defuncti & eius testamentum qualitercunque concernentium Edithae Byat relicto & executrici in huiusmodi testamento nominate ponitus de bene & fideliter administranda eadem ac de pleno & fuit jura omnium & singulorum bonorum jurarum & credentiarum dicti defuncti conficienda et illud in Curia Prerogativa Cant citra vel ante primum diem mensis Novembris proximum futurum exhibenda nec non de plano & vero compoto calculo sive reciocio inde reddendo ad sancta dei Evangelia vigore commissionis jurata Datum die mensis Anno & loco predictis nostroque translatione Anno Nono Marcus Cottle Registrarius.

To All Xpiā People To whome these p'sents shall Come Greeting—
Know yee that Christopher Rousby of Calvert County in the Prov-

Liber M M ince of Maryland gent. and Elizabeth his wife Late wife of Richard Collett gent. Decea^d. for Diverse good causes and Consideracōns, them therunto Moveing. Haue Remised Released and for eu^r quitt Claimed. And by these p^rsents Doe for them selues and their and either of their heyres ffully clearly & absolutely Remise Release and for eu^r quitt Clayme unto Robert Hawkins of London Roap maker
 p. 25 in his ffull and Peaceable Posession And Seizen and his Heyres & Assignes for ever. All such Right Title Estate Interest and demand whatsoever, as they the Said Christopher Rousby & Elizabeth his wife or either of them had or ought to haue of in or to all that parcell of Land called the Two Neckes, Lyeing in Chesepeake Bay on the Easterne Side of the said Bay in a Riu^r called Elke Riu^r on the north Side of the Said River and on the northward Side of a Tract of Land form^ly taken up by m^r Richard Wright called, Turkey Point, Begining at a marked ground Ash standing in a Coue by the River Side and ruⁿing up along the Riu^r for bredth North East & by east Crosse the mouth of a Creeke called Crooked Creeke unto A marked Water Oake standing on a point by a Coue of a marsh Three hundred pches. by a Line drawne from the said northeast & by east Line and Ruⁿing for length into the woods Northwest. Three hundred & Twenty pches by a Line drawne from the end of the said northwest line and Ruⁿing South west & by west Three hundred pches. by a Line drawne from the South west & by west line and Ruⁿing South East unto the first marked ground Ash Three hundred & Twenty pches. Conteineing by Esteemation Six, hundred Acres more or lesse, To Haue and To Hold the said parcell of Land called the Two Neckes with the Appurtenañces unto him the said Robert Hawkins his heyres and assignes To the onely ppuse and behoofe of him the the said Robert Hawkins his heyres & assignes for Ever Soe that neither they the said Christopher and Elizabeth his wife nor either of them their nor either of their heyres nor any other pson or psons for them or either or any of them or in the name or names Right or Stead of them or any of them shall or will by any wayes or meanes hereafter haue Claime Challenge or Demand any Estate Right Title or interest of in or to the premisses or any pt or pcell thereof: But from all & eu^ry Accōn Right Estate Title interest & Demand of in or to the premisses or any pt or pcell thereof they & eu^ry of them shall be utterly Execluded & barred foreu^r by these presents—In Wittnesse whereof the said Christopher Rousby and Elizabeth his wife haue to these p^rsents set their hands & Seales the ffifteenth day of October in the 41th yeare of the Dominion of Caecilius &^c. in the yeare of Lord God One thowsand six hundred seaventy & two.

Sealed and Deliu^red in the
 p^rsence of Robert Ridgely
 ffran. Swanston

Christopher Rousby sealed
 Elizabeth Rousby sealed

The ninth of Aprill 1673 Then was the above written Conveyance Acknowledged in open Court by the abouenamed Christopher Rousby and Elizabeth Rousby she being privatly Examined according to Act of Assembly in that case provided
Robert Ridgely Cler. Cur. Provft Liber M M

To All Xpiā People to whome these p'sents shall Come Greeting. p. 26
Know yee That Christopher Rousby of Calvert County in the Province of Maryland gent. and Elizabeth his wife late wife of Richard Collett gent. Decead. for diverse good causes and Consideracons them thereunto moving Haue Remised Released and for eu^r quitt Claimed. and by these p'sents doe for themselues and their & either of their heyres fully clearly & absolutely Remise Release and for eu^r quitt Claime unto Robert Hawkins of London Ropemaker in his ffull & Peaceable posesseon and seizin and to his heyres & assignes for ever. All such Right Title estate Interest and Demand whatsoever. as they the said Christopher Rousby and Elizabeth his wife or either of them had or ought to haue of in and to All that parcell of Land called Colletton, Lyeing on the east side of Chesepeak Bay. next adjoyneing to the Land of Godfrey Baylie. and beginning at the said Bayleys southermost bound tree upon the Bay being an Ash tree. Ruñing downe the bay for breadth Three hundred and fifty pches to a marked Chestnutt Oake standing at the ffoote of a great mount. bounding on the south by a Line drawne south East from the said Chestnutt Oake for length Three hundred and fifty pches. and on the East by a Line drawne North north East from the end of the South East Line for breadth Three hundred & Twenty pches untill it intersect a parralell drawne from the said Baylies Land. on the north with the said Paralell and on the west with the said Bay Conteineing by Esteemation Seaven hundred Acres more or lesse. To haue & to hold the said parcell of Land called Colletton, with the Appurtenañces unto him the said Robert Hawkins his heyres & assignes. To the onely use and behoofe of him the said Robert Hawkins his heyres & assignes for ever. So that neither they the said Christopher & Elizabeth his wife nor either of them their nor either of them heyres nor any other pson or psons for them or either or any of them or in the name or names Right or Stead of them or any of them shall or will by any way or meanes hereafter haue Claime Challenge or Demand any Estate Right Title or interest of in or to the p'misses or any pt or pcell thereof But from all and eu^y Accōn Right Estate Title interest & demand of in or to the p'misses or any pt or pcell thereof they and eu^y of them shall be utterly excluded and barred

Liber M M for euer by these p^rsents. In wittnesse whereof the said Christopher Rousby & Elizabeth his wife haue to these p^rsents set their hands & seale The ffifteenth day of October in the 41th yeare of the
 p. 27 Dominion of Caecilius &c. in the yeare of our Lord god. One Thowsand six hundrd Seaventy two. Christopher Rousby sealed Sealed and Deliu^red in the Elizabeth Rousby sealed
 p^rsence of us. Robert Ridgely }
 ffran. Swanston }

The ninth of April 1673 Then was the abouewritten Conveyance Acknowledged in open Court by the abouenamed Christopher Rousby and Elizabeth Rousby. She being privatly Examined according to Act of Assembly in that case Provided
 Robert Ridgely Cler. Cur. Provth

Maryland ss. At a Provinciall Court of the Right hono^{ble} the Lord Proprietary holden at the City of St Maryes on Tuesday the Eighth day of Aprill in the 41th yeare of the Dominion of his said Lo^{pp} over Maryland &c Annoq^{ue} Domini 1673. before his Lo^{pp}s Justices thereunto assigned, and there Continued untill the 12th day of the same Aprill on which said Eighth day was p^rsent.

His Excellency Charles Calvert Cap^t Generall and Cheif Justice.

The hono^{ble} { Philip Calvert Chancilour.
 William Calvert
 Thomas Truman & } Esq^s.
 Jesse Wharton }

Elizabeth Russell orphanth of Richard Russell Deceased, being brought into this Co^{rt} by some of the Neighbourhood, who Com-
 plained that Thomas Vaughan who had married the said Elizabeths Mother, had inhumanely beaten and abused the said Childe, and the markes being showed here in Co^{rt}, the Court was of opinion that the said Childe ought not to live longer with the said Vaughan, and therefore did ord^r that the said Vaughan deliver the said Elizabeth, unto Love Daniel wife of Constant Daniel, by her to be Kept for one yeare, and the said Constant to be satisfffyed for the Charge of Keeping the said Childe, out of the Estate of her father Richard Russell Deceased in the hands of the said Vaughan, at such Rate as this Court shall allow.

Then did Sarah Coleman Choose Constant Daniel to be her Guard-
 ian, and the Court approved of such her Eleccōn.

Then was Samuell Cressy gentl sworne an Attorney of this Court, Liber M M and tooke his place accordingly.

Then did the Court appointe William Claw to be Constable of St Michaells hundred, and that the hono^{ble} William Calvert Esq give him his oath.

Then did the Court order that the hono^{ble} William Calvert Esq be one of the Quorum of this Court, that so if his Excellency The Cap^t General & the hono^{ble} the Chancelo^r, should Chance to be absent, he with three others of the Justices might be a Court.

The Court Adjourned whilst to morrow morning nine a clock

The 9th of Aprill 1673.

Present as yesterday and Samuell Chew Esq.

The Court this Day pceeded upon Criminalls and Adjourned whilst to morrow morning.

The 10th of Aprill 1673.

Present as yesterday and Baker Brooke Esq.

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Then was George Oldfeild gentl sworne one of the Attorneys of this Co^{rt}.

Then also was the hono^{ble} Thomas Taylour Esq sworne one of the Councillors to the Right hono^{ble} the Lord Proprietary and also one of the Justices of this Co^{rt} and tooke his place accordingly.

Ambrose Biggs } John Harris Administrato^r of the goods and Chat-
ag^t } tels of Thomas Sunderby Deceased was attached to
John Harris } answere unto Ambrose Biggs in a plea of Trespas
upon the Case

And whereupon the said Ambrose by John Rousby his Attorney Complaineth that whereas the said Thomas Sunderbee being sick and Distemperd in body the 20th day of January in the yeare of our Lord 1672. In Consideration that the said Ambrose at the Speciall instance and Request of him the said Thomas, would Receive him the said Thomas into his house during the time of his said sicknes, and accomodate him with such thinges as was in his house necessary and needfull for him in his said sickness and in case of Death to give him a fit and Decent buriall, the said Thomas did assume upon himself, and to the said Ambrose did faithfully pmise, that he the said Thomas would pay the said Ambrose for all such his Expences and Disbursem^{ts} and Damages by his meanes accruing, And the said Ambrose in fact saith, that his Expences Disbursem^{ts} and Dam-

Liber M M ages upon the account of him the said Thomas did amount to the sume of foure thowsand five hundred pounds of Tobacco. a particular whereof is here in Co^{rt} pduced, Notwithstanding which the said Thomas in his life time nor the sd John Harris since his Administratorship of the goods and Chattells of the said Thomas though often thereunto Required hath not payd, but the same to pay altogether Denyes, to the Damage of the said Ambrose 7000^l Tob, and thereupon he bringeth his suite.

And the said John Harris by Thomas Jones his Attorney comes and Defends the force and injury when &c and saith that he did not assume as abovesayd, and of this he prayes the advise of this Co^{rt}, and the said Ambrose also. And the Co^{rt} having fully Examined the business betweene the said parties doe order the said John Harris Adm^r as aforesayd to pay until the said Biggs the sume of sixteene hundred and fifty pounds of Tobacco and also the sume of _____ pounds of Tobacco for Costs of suite, or Else that Execution issue ag^t the said Harris for the same.

The Court Adjourned whilst to morrow morning.

The 11th of Aprill 1673.

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Present as yesterday and Thomas Taylo^r Esq^r

James Cade and Timothy Hummerston servants unto David Driver, being brought by their said Master into Court, and he fully making it appeare to the Court that they had Runnaway from him thirty six dayes apeice, It is by the Court ordered that they serve their said Master one yeare a peice for such their Running away according to Act of Assembly in that case pvided.

Richard Ladd	}	Henry Mitchell late of Calvert County otherwise called Henry Mitchell of the Clifts gent ^l was summoned to answare unto Richard Ladd, of a plea that he Render unto him twelve thowsand pounds of Tobacco, which to him he oweth and unjustly Deteynes &c.
ag ^t		
Henry Mitchell		

And whereupon the said Richard by Robert Carvile his Attorney Complaineth that whereas the said Henry upon the 26th day of October in the 38th yeare of the Dominion of Caecilius &c, and in the yeare of our Lord 1669 by his Certeine writing obligatory sealed with the seale of him the said Henry and here in Court produced whose date is the day and yeare abovesayd did become firmly bound to the said Richard in the sume of Twelve Thowsand pounds of good Tobacco and Casque to the which payment well and truly to be made he bound himself his heires Executo^{rs} and Adm^{rs} by those p^rsents, Notwithstanding the said Henry though often Required the

aforesayd sume of 12000^l Tob to the aforesd Richard hath not as yet paid but the same to him to pay doth Deny and Refuse, whereupon the said Richard saith he is Damnified, and hath losse to the vallue of 14000^l of Tobacco and thereupon he bringeth his suite. Liber M M

And the aforesayd Henry by Vincent Lowe his Attorney cometh & Defendeth the force & injury aforesayd when &c and Desireth hearing of the said writing and to him it is Read, he Desireth also the hearing of the Condicion of the said writing, and to him that is read in these words. The Condicion of this obligation is such that if the above bound Henry Mitchell his heires Executo^{rs} Adm^{rs} or assigns to give unto M^r Ladd a firme bill of sale for foure hundred Acres of Land lying Chester River formerly called Smiths Pointe to him and his heirs forever, as the Law in this Country can afforde, or as the Learned in Law can advise, and to Cleare the Lords Rent to this day, for a valluable Consideration the said Henry Mitchell hath Received then this obligation to be voyd and of no Effect otherwise to stand in full force power and vertu, which words being heard and Read the said Henry Mitchell saith that he alwayes was and still is ready to pforme the Condition of the said obligation, and to make to the said M^r Ladd a firme bill of sale for the said foure hundred acres of Land lying in Chester River formerly Called Smiths pointe to him and his heires forever as the Law in this Country can afforde or as the Learned in Law can advise, and to Cleare the Lords Rent to the day of the Date of the said obligation according to the Teno^r of the Condition of the said obligation when thereunto required by the said M^r Ladd.

And the aforesayd Richard Ladd saith that he by any thing before alledged ought not to be Debarred from having his accōn aforesayd because he sayes that the aforesayd Henry Mitchell did not make to the said Richard Ladd a firme bill of sale for the aforesayd foure hundred acres of Land lying in Chester River formerly called Smiths pointe and did not Cleare the Lords Rent to the day of the date of the said obligation, according to the Tenour forme and Effect of the Condicion of the said obligation at the aforesayd Henry hath above alledged and this he prayes may be inquired of by the Country and the said Henry likewise. p. 30

Therefore comand is given to the Sheriff of St Maryes County that he cause to Come here at St Maryes before the Justices of y^e next Provincial Court the 8th day of Aprill next being the first day of the same Court Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes.

At which day that is to say the 8th day of Aprill in the 41th yeare of the Dominion of Caecilius &c Annoq Domini 1673. Came aswell the said Richard Ladd by Robert Carville his Attorney as the said Henry Mitchell by Vincent Lowe his Attorney and the Juro^{rs} of

Liber M M that Jury likewise came to wit Thomas Hussey George Taylo^r Constant Daniel John Kimbro Thomas Vaughan Robert Clerke Spencer Hales Thomas Bennet William Asbiston Caleb Baker Joseph Brough and John Smallper who to say the truth in the p^rmisses being Elected Tryed and sworne upon their oathes doe say that they finde for the Defend^t wth costs of suite wherefore it is Considered by the Court that the said Henry Mitchell Recover ag^t the sd Richard Ladd the sume of _____ pounds of Tobacco for his Costs and Charges in this behalfe vexatiously susteined and the said Henry Mitchell goe thereof without Day and the said Richard in mercy for his false complaint.

Thomas More } In an accōn of Trespas upon a forcible Entry brought
ag^t } by the p^lt ag^t the Defend^t, and the Defend^t having
W^m Asbeston } pleaded not guilty and both ptyes put themselves
upon the Judgem^t of the Co^{rt}. It is by the Court ordered that
the Condicion betweene the said ptyes be Cancelled w^{ch} was imedi-
ately Done by the Clerk of this Co^{rt}. and that the Defend^t Asbiston
be put into the possession of his plantation againe, and that Each
pty beare their owne Charges, and so the Co^{rt} Dismissed them wthout
d[ay]

His Excellency informing the Court that Severall Complaints have beene made unto him by Severall of the Inhabitants of this Province that have had suites depending in the Provinciall Co^{rt}, that the way of pceedings hath beene so Tedious that it hath beene to the ruine of many times both p^rt and Defend^t and also is a great discouragem^t to any pson to seeke for his Right at Law the Court taking the same into their serious Consideration Ordered that all Causes that shall hereafter Depend in this Co^{rt} be brought to a tryal the second Court after the Comencing the accōn, unlesse one of the parties can show such sufficient cause to the Contrary such as the Co^{rt} shall approve of, and that no Attorney of this Co^{rt} shall sue out any writ against any pson but shall first file his Declaration and the Clerk of this Co^{rt} shall send a Coppy of the said Declaration with the part attested by himself or Depty for that purpose. and in Case of Demurrer to Declaration or plea It is by the Co^{rt} further
p. 31 ordered that upon mocon any Attorney may have liberty to amend his Declaration or plea, and if any Costs be allowed by the Co^{rt} upon any such Demurrer the Attorney shall pay the same that was in fault for not putting in a sufficient Declaracōn or plea and of this Rule all the officers of this Court are to take notice at their perrill.

Thomas Obryan of Charles County petitioned this Court that he was sumoned to appeare as a witnes on the behalfe of Virlinda Stone p^rt ag^t Edmond Lindsey Defend^t and here hath attended five

Dayes craves allowance for two dayes coming five Dayes staying and Two Dayes Retorning in all nine Dayes at 30^l Tob a day. Liber M M

Ordered by the Co^{rt} that the said Verlinda Stone pay y^e said Thomas Obryan 270^l Tob for his Attendance according to act of Assembly in that case pvided.

Came William Wright late sonne of W^m Wright of Popler hill Deceased and Did Elect and Choose Thomas Bennet to be his Guardian and the Court approves of such his Eleccōn.

Christopher Batson petitions this Co^{rt} that whereas in the yeare 1668 the sd Batson did put himself an Apprentice to one Abell Londgen of London to serve him foure yeares and the sd Londgen was to teach the sd Batson the Art of Navigation, and the said Londgen afterwards Contrary to the sd Indenture sold the said Batson to one John Stevens who although the said Batson hath served the sd Terme of foure yeares yet will not set him free but still Keepes him a servant to his very great Damage.

The Court Examining the matter and perrusing the Indenture doe order and Adjudge the said Christopher Batson to be set free.

Richard Tilghman being sumōned by his Excellency to Render an account of the Estate of John Richardson, appeared and offered some papers to the Co^{rt}, who ordered the Clerke to Receive the same, and make out Coppyes of them for the Comp^t Richardson ag^t next Co^{rt}, when the Court orders both ptyes to attend for a full Determinacōn of the business the said Tilghman Delivered also into the Co^{rt} three bills payable to the said Richardson vizt One from John Yate for 807^l Tob, One from John Cooke and Simon Richardson for 4000^l Tob. and another from Richard Cadmore for 3000^l Tob. w^{ch} said bills the Court ord^r the Clerke to take into his Custody and to Deliver into the hands of John Clemons Marchant.

Humphry Limbry } The Court having seene this day a bill of Costs
ag^t } in Calvert County Co^{rt} taxed betweene y^e sd ptyes
W^m Smith } under the hands of Thomas Brooke gent one of
the Justices of the said Co^{rt} for Two hundred sixty three pounds of Tobacco, ordered by the Co^{rt} that the said sume be added to y^e Execution ag^t the sd Smith.

Maryland ss. By his Excellency the Cap^t Generall.

P. 32

Whereas their was formerly Surveyd for Samuells Withers of Ann Arundell County gent^l Two hundred Acres of Land called Witherington lyeing in Talbot County on the North side of Chop-tanke River neare to the head of a Creeke called The Second Creeke Adjoyning to y^e Land form^ly Laid out for John Hooper beginning

Liber M M at a marked Pine Tree standing upon a Pointe by the Creeke side, And Runing for breadth from the said Pyne south and by West One hundred Perches bounded on the West by a line Drawne East and by North for length three hundred and Twenty perches, On the North by a line Drawne North and by East from the End of the Easte and by North line One hundred perches till it intersect a paralell with the said Creeke on the East by the said Creeke and paralell on the South by y^e first South and by West line Conteyning Two hundred Acres more or lesse Now although the said Samuell Withers hath made good Rights for y^e said Land yet because he hath not sued forth a Patent for the same, within the time limited according to his Lo^{pps} Condictions of plantation, the said Two hundred acres of land is become Escheated to the Right hono^{ble} the Lord Proprietary his heires and successo^{rs}, And I Charles Calvert Esq^o his Lo^{pps} Receiver Gen^lall within this Province being informed thereof, Doe in the name of the Right hono^{ble} the Lord Proprietary will and Co^mmand you that you make, seizure of the said two hundred acres of Land called Witherington according to the bounds before mencōned for that the same is Escheated unto his said Lo^{pp} and that you make Retorne of the seizure thereof and how you have Executed this p^rcept at o^r next Provincial Co^{rt}, And for so doeing this shalbe your warrant Given und^r my hand and lesser Seale of the said Province the 12th day of ffebruary in the 41th yeare of the Dominion of Caecilius &c Anno^q Domini 1672.

(Locus
sigilli.)

Charles Calvert

To M^r Stephen Tully high
Sheriff of Talbot County }

p. 33 On the backside of the foregoing warrant was thus written vizt.
To his Excellency The Cap^t Generall.

These in humble manner sheweth that in obedience to this speciall warrant I was the second day of this p^rsent Aprill upon the land called Witherington lyeing in Talbot County, and made seizure of the said Land for the use of the Right hono^{ble} the Lord Proprietary the seizure made as aforesayd by me

Stephen Tully Shff Com Talbot.

Thomas Notley
ag^t } Nehemiah Blackiston late of the County of
Nehemiah Blackiston } S^t Maryes gent^l was by a writ of Priviledge
issuing out of this Co^{rt} Attached to answere
unto Thomas Notley one of the Attorneys of
this Co^{rt} &c of a plea of Debt.

And whereupon the said Thomas in his proper pson saith that whereas the said Nehemiah Blackiston the fourth day of June in the yeare 1672 by his certeine bill obligatory signed and Sealed with the bill of the said Blackiston the day & yeare abovesayd here in

Court brought did binde himself his heires Executo^{rs} and Adminis-
trato^{rs} to pay unto him the said Thomas Notley, or to his Executo^{rs} Lib^r M M
Adm^{rs} or assignes at his the said Nehemiahs owne Dwelling planta-
tion in St Clemons Manno^r in the County aforesayd the Just sume
or quantity of Nine thowsand Seaven hundred and nineteene pounds
of good sound bright Marchantable leafe Tobacco with Casque to
Conteine it to be payd at or before the first day of October next
Ensueing the date of the said bill, Notwithstanding the said
Nehemiah Blackiston, the said sume of nine Thowsand Seaven hun-
dred and nineteene pounds of Tobacco though often thereunto Re-
quired hath not payd to the greate Damage of y^e said Thomas
Notley, whereupon he saith he is Damnyfied and hath losse to the
vallue of Twelve Thowsand pounds of Tobacco, and thereupon he
bringeth his suite.

And the aforesayd Nehemiah Blackiston by Nicholas Best his
Attorney doth Come and Defend the force and injury when &c and
the said Nicholas saith that he is not informed by the said Nehemiah
his Client of any answere to be given thereunto as to the said nine
thowsand Seaven hundred and nineteene pounds of Tobacco, where-
fore it is by the Co^{rt} here Considered that the said Thomas Remaine
ag^t the said Nehemiah as to the said sume of Nine Thowsand seaven
hundred and nineteene pounds of Tobacco wholly undefended, and
also that the said Thomas Recover ag^t the said Nehemiah aswell y^e
said sume of nine thowsand Seaven hundred & nineteene pounds of
Tobacco as also the sume of three hundred fifty and two pounds of
Tobacco for his Costs and Charges Expended in the said suite.

John Gilbert } Philip Shapleigh late of St Maryes County was
ag^t } attached to answere unto John Gilbert in a plea of
Philip Shapleigh } Trespas upon the case.

And whereupon the said John by John Rousby his Attorney saith
that whereas the said Philip the 7th day of Aprill in the yeare of our
Lord 1668 & in the 37th year of the Dominion of Caecilius &c in
Consideration that the said John Gilbert at the Special Instance and
Request of the said Philip Delivered to him the said Philip to the
propper use and behoofe of the said John Gilbert diverse goods
wares and Marchandizes, and also diverse bills for severall quantities
of Tobacco to the said John Gilbert then due & oweing by Severall
persons within this Province from the said Seaventh day of April
aforesayd till the two and Twentieth day of Aprill in the yeare of our
Lord 1670. a particuler of which said bills and also of the said
goods wares and Marchandizes is by the said John Gilbert here in
Court brought amounting in all to the vallue of forty Two Thousand
Eight hundred ninety and three pounds of Tobacco, the said Philip
upon himselfe did assume, and to the said John Gilbert faithfully
promised in Consideration that the said John would allow him 20^l

Liber M M p Cent for selling the said sev'all goods wares and Marchandizes, and Receiving the Tob for the same and also the Tobacco due to the said John Gilbert upon the said sev'all bills he the said Philip would well and truly pay unto the said John Gilbert, the produce and vallue of the said goods wares & Marchandizes as also of the said sev'all bills Nevertheles the said Philip his promise and assumption so as aforesayd little regarding but shifting and fraudulently intending the said John Gilbert of the said forty Two Thowsand Eight hundred ninety and three pounds of Tobacco the produce of the said goods and Debts due upon the said bills to the said John Gilbert hath not payd or satisfyed although he hath beene thereunto oftentimes Required but the same to him to pay hath hitherto Denied and as yet doth deny by meanes whereof the said John Gilbert the whole gaine proffit and advantage which he the said John with his said Tobacco, by buying and selling and lawfully bargaining might have had and gained altogether hath lost to the Damage of the said John Gilbert 50000^{lbs} Tobo and thereupon he bringeth his suite.

And the said Philip by Kenelm Chiseldine his Attorney doth come & Defend the force and injury when &c and saith he did not promise and assume in manner and forme as the pⁿ above in his Declaration hath Declared against him and of this he puts himself upon the Country, and the said John likewise.

Therefore Comand is given to the Sheriff of St Maryes County that he Cause to Come here the tenth day of December next before the Justices of the Provincial Court Twelve &c by whom &c who neither &c because aswell &c who neither &c to Recognize &c and the same day is given to both parties.

At which day that is to say the Tenth day of December in the 40th yeare of the Dominion of Caecilius & Annoq̃ Domini 1673. came aswell the said John Gilbert by the said John Rousby his Attorney as the said Philip Shapleigh by the said Kenelm Chiseldine his Attorney and the Jur^{es} of that Jury likewise came, but in this Cause the Declaration being filed, and the Defend^t having pleaded thereunto, and put himself upon the Country to try the issue, and the pⁿ having Joined issue with him, and the Attornyes of both sides being p^rsent in Co^{rt}, and Consenting that the Defend^t shall account with the pⁿ It is the Judgem^t of this Court here that the defend^t doe account with the pⁿ sometime betweene this and the next Provincial Co^{rt}, and the Court doe hereby appointe Empower and desire M^r Benjamin Rozer and M^r Thomas Dent to take the paines handing in said account, and view all papers touching this Cause, and make their Report to the Co^{rt} here sometime towards the End of the next Co^{rt} how they advise it and to retorne the account Examined and stated as in their Judgem^t they shall see fit to his Lo^{pp}s Justices here by the End of the next Provinciaall Co^{rt} that his Lo^{pp}s

Justices being fully informed in the truth of the p^rmises may proceed to give a finall Judgem^t therein according to Law. Liber M M

And his Lo^{pp}s Provinciaall Co^{rt} being the Eleaventh day of ffebruary then next following, and the weather having beene so bad that the partyes could not meete to attend the audito^rs aforesayd, his Lo^{pp}s Justices continued the order of December Co^{rt} to the audito^rs until the next Provinciaall Co^{rt}.

At w^{ch} day that is to say the Eighth day of Aprill in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. the said Audito^rs Retorned the said account stated and Report as followeth

Philips Shapleigh D^r to John Gilbert

† Tobacco.

To sundry bills due to sd Gilbert from sundry psons as by his said Shapleighs Receipt then Dated amounting to	19423:
To sundry goods DD sd Shapleigh at Richard Keenes	
vizt 4½ yards Kersey at 30 ^t Tob p yard is....	145
5½ yards Penniston at 18.....	99
To Sundry goods DD sd Shapleigh as by his Re- ceipt then Dated amounting to.....	13572.
To Sundry goods sold sd Shapleigh as by account to be pved by the oath of the said Gilbert amounting to	785.
To Sundry goods Recovered of M ^r Thomas Notley for acc ^t & by order of the said Gilbert as followeth vizt.	† Tob.
2 peeces & ½ 8 ^d Rib val at 6 ^t Tob p y ^d Cont 90 y ^{ds} is.....	540.
31 hatbands at 5 ^t p hatband is.....	155.
2 payer of woollen stockings at 21 ^t Tob p payer..	42.
2 hdds Malossus cont 150 Galt at 10 ^t p galt.....	1500.
9 Caske of Wyne cont 180 galt at 25 ^t Tob p galt.	4500.
To Tob pd sd Shapleigh by M ^r Notley by ord ^r sd Gilbert as p note goods Delivered him am ^t to	2898.
	9635.
Per Contra Cr.	43659

By Tob payd Aholiab West p ord ^r & bill taken in.....	2515.
by Tob payd John Pollard by ord ^r bill taken in.....	2768.
by 91 y ^{ds} of Osenbriggs recd back of sd Shapleigh at 12 ^t p y ^d	1092.
by 2 payer of stirrups Recd back at.....	60.
by 12 y ^{ds} of girting Recd back.....	48.

Liber M M

† Tobacco.

by a Tarpawling and a Quoyle of Rope I allow for.....	1350.
by a voyage you made to M ^r Notleys for goods by my ord ^r and for w ^{ch} I allow.....	500.
by yo ^r Expence at St Maryes and hire of a man to bring me a L ^{re} in M ^r Jones business.....	300.
by Tob pd Joseph Chew by my ord ^r	1368.
by Tob pd Kenelm Chiseldine for Attorneys fees in my business with Thomas How.....	600.

By.

p. 36 By sundry bills taken in my name which I accept and give him Credit for when I Receive them } † Tob. (vizt)	
James Jersyes bill for.....	715.
John Russells bill for.....	994.
Samuell Millington bal bill.....	1191.
Nicholas Brewers bill for.....	757.
Nicholas Trippes bill for.....	1184.
Stephen Sealus bill for.....	1501.
Thomas Harris bill for.....	740
	7082
Cutbert Withams bill Recd for.....	3277.
Cap ^t Tho: Stocket & Comp ^a remaining due on a bill for 5000 ^l Tob the quantity of w ^{ch} I allow.....	3516.
By Commission allowed the said Shapleigh for Receiv- ing paying and taking of bills for 24476 ^l Tob as by the Credit side of this account at 10 ^l Tob p 100 is...	2447.
By ballance of this acc ^t Remaining due to John Gilbert from Philip Shapleigh as appears by the same.....	16736
	43659.

Maryland ss By virtu of an ord^r of the hon^{ble} the Justices of the Provincial Court held in December last past appointing and authorizing us Thomas Dent and Benjamin Rozer to audit Examine and state an Account betwixt John Gilbert p^t and Philip Shapleigh def^t, and to veiw all papers touching and Relating to the same, and to make our Report unto the Justices of the same Court how wee finde it wee the said Thomas Dent and Benjamin Rozer in obedience therefore thereunto doe humbly make this our Report to the hono^{ble} the Justices of this Provincial Court that wee having audited and Examined the accounts of the said Gilbert and Shapleigh and likewise veiwed the papers touching and Relating to the same that were by the said Gilbert and Shapleigh or their Attorneys to us shewed and produced, and having thoroughly Considered and Examined

the same doe finde due from the said Philip Shapleigh to the said John Gilbert the quantity of sixteene Thowsand seaven hundred thirty and six pounds of Tobacco as by the account above-written it doth appeare he the said Gilbert having the Respective bills mentioned on the Crededit side of this account Delivered him In Testimony to this our Report wee have hereunto set our hands this 10th of Aprill 1673. Liber M M

Benj^a Rozer
Tho Dent.

which said account so stated as aforesayd, and the Report signed by the audito^r aforesayd being Read here in open Co^rt and John Gilbert having proved (the article of 785^l of Tob (on the D^r side which is Charged To sundry goods sold Shapleigh) by his owne oath here taken, and the Court having Delivered into the hands of the said John Gilbert here p^rsent in Co^rt the bill taken by the said Shapleigh in the said Gilberts name mencōned on the Crededit side of the said account amounting unto seaven Thowsand Eighty and Two pounds of Tobacco. the Court was all clearly satisfied that the said Philip Shapleigh Remaines D^r upon the ballance of the said acc^t to John Gilbert the said sume of sixteene Thowsand seaven hundred thirty & six pounds of Tobacco, wherefore it is Considered by his Lo^{ps} Justices here that the said John Gilbert Recover ag^t the said Philip Shapleigh aswell the said sume of sixteene Thowsand seaven hundred thirty and six pounds of Tobacco and Caske for his Damages in this behalfe sustained as also the sume of Twelve hundred ~~~~~ pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said Philip Shapleigh in mercy &c. p. 37

Thomas Jones	}	It is ordered by the Court that all the proceedings in this business touching the scire fac be quashed, and that a scire fac a new issue out for the vacating both Patents on the behalfe of the Right hono ^{ble} the Lord Proprietary.
ag ^t William Thompson		

Jesper Allen	}	In this Cause it is ordered by the Co ^r t that both partyes Come to tryall peremptorily the next Co ^r t.
ag ^t Richard Ladd		

Richard Ladd	}	Entred before
ag ^t Henry Mitchell		

Lord Proprietary	}	}
ag ^t Luke Barbo ^r		

Liber M M	Thomas Jones ag ^t	}	
	Mathew Nellson	}	
	The same ag ^t	}	
	The same	}	
	W ^m Guard ag ^t	}	
	Trustram Thomas	}	These Eight Causes are Continued untill the next Provincial Co ^{rt} when they are peremptorily to Come to a tryall without reason shoven to the Contrary such as the Co ^{rt} shall approve of.
	Henry Beedle ag ^t	}	
	George Wells	}	
	The same ag ^t	}	
	The same	}	
	John Prat ag ^t	}	
	Tho: Philip Nicholas Carre	}	
	ag ^t Toby Miles	}	
p. 38	Richard Hallet ag ^t	}	These Two Causes are by Consent of the Attornyes of both sides Continued untill the next Provincial Co ^{rt} .
	Nicholas Wyat	}	
	The same ag ^t	}	
	The same	}	
	Thomas Kendall ag ^t	}	In these foure Causes venire fac were sued out by the p ^{ns} respectively, but were Continued by Consent untill y ^e next Provincial Co ^{rt} when they are preemptorily to come to tryall.
	George Munrow	}	
	Thomas Oliver ag ^t	}	
	George Munrow	}	
	Henry Spry ag ^t	}	
	Hugh ffrench	}	
	Virlinda Stone ag ^t	}	
	Edmond Lindsey	}	
	Curtis ffletcher ag ^t	}	
	Daniel Jenifer	}	
	Edmond Lester ag ^t	}	
	Thomas Momford	}	

Liber M M

John Nethway }
 ag^t }
 Thomas Howe }
 Thomas Taylour }
 ag^t }
 Hugh Nash }
 Jonathan Sybrey }
 ag^t }
 Jeremiah Eaton & ux }
 John Quigley }
 ag^t }
 George Brewer }
 Thomas Doxey }
 ag^t }
 Thomas Griffin }
 Curtis fletcher }
 ag^t }
 John Pollard }
 George Diamont }
 ag^t }
 Cornelius Carmial }
 Curtis fletcher }
 ag^t }
 Edward ffitzharbert }
 Caleb Baker }
 Richard Smith }
 ag^t }
 W^m Worgan }

These Eleaven Causes were Continued untill the next Provincial Co^{rt}.

James Williams } On the backside of an Attachm^t issued ag^t Jeffery p. 39
 ag^t }
 Jeffery Somerford } Somerford the last Co^{rt} at the suite of the pⁿ
 directed to the Sheriff of Dorchester County and
 Retornable here this day was thus written (vizt)

The within mentioned Jeffery Somerford hath nothing in my baliwick to be attached by
 Tho: Taylo^r Sheriff.

Daniel Jenifer } On the backside of an Attachm^t issued ag^t John
 ag^t }
 John Tench } Tench the last Co^{rt} at the suite of y^e pⁿ directed to
 the Sheriff of Dorchester County and Retornable
 here this day was thus written (vizt)

John Tench within mentioned is attached by five Cowes and Two Calves three heifers of Two yeare and halfe ould, two two yeare ould bulls, one yearling bull one steare of five yeares ould and foure head of hoggs, amounting in the whole to five Thowsand pounds of Tobacco in my Custody I have as is required by this writ of attachm^t.

Tho Taylo^r Sheriff

Liber M M William Calvert & } The Sheriff of Baltimore County being in
 Thomas Notley } mercy five pounds unless he brought the De-
 ag^t } fend^t this Co^{rt}, and not bringing him was by the
 Philip Holleger } Co^{rt} amerced five pounds to the Lord Proprie-
 tary and is also in mercy amercing Tenn pounds
 sterf unless he bring him y^e next Co^{rt}.

Tho Hawkins } Garrat Vanswearingen and Christopher
 ag^t } Rousby Attornyes of Alexand^r Dyhiniossa
 Christopher Rousby & } late of Calvert County gent^f, was sumōned
 Garrat Vanswearingen } to answe^r unto Thomas Hawkins of a plea
 that he the said Alexand^r Dyhiniossa
 Render unto him the sume of Ninety
 pounds six shillings sterling and foure
 thowsand nine hundred seaventy and three
 pounds of Tobacco which to him he oweth
 and unjustly Deteineth.

And whereupon the said Thomas by Kenelm Chiseldine his At-
 torney saith that whereas the said Thomas the Eighth day of Aprill
 in the yeare One Thowsand six hundred and seaventy was Comis-
 sionated Constituted and authorized by the same Alexand^r Dihiniossa
 to be his bayliffe and Overseere for the yeare 1670 upon Poplar
 Island to Manage the busines of the said Alexand^r in all thinges
 that in his Discretion he should thinke necessary to be done on and
 about the plantation there as building of howses necessary and
 Convenient Governing all the servants then and there and that should
 be there hereafter and the same servants to be obedient to him, and
 at his comand to doe all thinges the said Thomas should thinke fit,
 in Consideration whereof the said Thomas was to have for his wages
 and sallary for the said first yeare, Twenty pounds sterling and for
 Every yeare after the said Thomas, should Continue as Bayliffe or
 Overseere the sume of thirty pounds sterling by the yeare, with
 allowance of all paym^{ts} charges & Disbursem^{ts}, that the said Thomas
 should make lay out and disburse in any manner or way for the
 necessary affayres of y^e said plantation and for the better managem^t
 thereof and the said Thomas in fact saith that he the said Thomas
 did the twentieth day of Aprill in the yeare 1670 Enter upon the
 said plantation and Island, and did then take upon him the further
 Charge of a bayliff as Bayliff to the said Alexand^r and according
 to his best Cunning and skill and Knowledge did as Bayliff to the
 said Alexand^r, governe the servants and make Crops of Tobacco,
 build all necessary houses and Doe all other thinges necessary and
 fit to be done to and for y^e uses of the said Alexand^r And the said
 Alexand^r or his Attornyes for his use, had and Received yearly the
 Crops of Tobacco made upon the said Island, and the said Thomas
 saith he was bayliffe to the said Alexand^r and Did Execute and

p. 40

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performe the Duty of a Bayliffe from y^e said Twentieth day of Aprill in the yeare one Thowsand six hundred & seaventy untill y^e 10th day of October in the year 1672. and that their is due to him for his sallary & wages for that time the sume of Eighty pounds sterling and that he hath in that time disbursed in and about the plantation for provision and other necessaryes for the servants the sume of Tenn pounds six shillings sterling money and the sume of foure thowsand nine hundred seaventy three pounds of Tobacco, as may apeare by the account here in Co^{rt} produced, and hereunto annexed which said sev^rall sumes of money in the whole amounts to ninety pounds six shillings sterling yet the said Alexand^r though often required the said sume of ninety pounds six shillings sterling and the sayd sume of fowre thowsand nine hundred seaventy three pounds of Tobacco to him the said Thomas hath not payd though often thereunto required but the same to him to pay doth altogether refuse to the Damage of him y^e said Thomas whereupon he saith he is the worse and hath Damage to the vallue of one hundred and fifty pounds sterling and thereupon he bringeth his suite.

And the said Christopher Rousby by John Rousby his Attorney and the said Garrat Vanswearingen by Robert Carville his Attorney come & Defend the force & injury when &c and they both pray liberty of Speaking unto the same untill the first day of the next Provincial Co^{rt} and it is graunted unto them and the same day is given unto the said Thomas likewise

At which day that is to say the Eighth day of Aprill in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came the said Thomas Hawkins by Kenelm Chiseldine his Attorney and offered himself ag^t the said Christopher and Garrat Attornyes of the said Alexand^r of and upon the p^rmisses but y^e said Christopher and Garrat appeared not but made default, wherefore it is considered by the Co^{rt} that the said Thomas Hawkins Recover ag^t the Estate of the said Alexander remaining in the hands of the said Christopher & Garrat the sume of ninety pounds six shillings sterling money and also the sume of foure thowsand nine hundred seaventy and three pounds of Tobacco for the Debt aforesayd so due as aforesayd as also the sume of _____ pounds of Tobacco for his Costs and Charges in this behalfe Expended. and the said Alexand^r in mercy &c

Garrat Vanswearingen	}	These two Causes Continued untill next Co ^{rt} .
ag ^t		
Cornelius Steuart		
Kenelm Chiseldine		
ag ^t	}	
Cornelius Steuart		

Liber M M Henry Phipps } Thomas Marsh late of Ann Arundell County
 p. 41 ag^t } planter was sumōned to answe^r unto Henry Phipps
 Thomas Marsh } Administrato^r of the goods and Chattels of Edward
 Maynard Marriner deceased of a plea that he
 Render unto him his Reasonable account of the
 time he was Receiver of the Tobacco of him the
 said Edward in his life time w^{ch} to him to make
 Justly he ought.

And whereupon the said Henry by John Morecroft his Attorney saith that whereas the said Thomas the 17th day of May in the year 1671 was the Receiver of the Tobacco of him the said Edward in his life time to Receive to and for the use of him the said Edward the sume of forty Thowsand six hundred Seaventy and Eight pounds of Tobacco due from Severall psons in Ann Arundell County a particuler whereof and the names of the psons are hereunto annexed and filed and also the sume, of *fforty Thowsand six hundred Seaventy and Eight pounds of Tobacco due from severall psons in Ann Arundell County* twenty nine Thowsand three hundred thirty nine pounds of Tobacco in bills and accounts Received by the said Thomas Marsh of the said Edward Maynard and also of the sume of Thirty Two Thowsand six hundred and thirteene pounds of Tobacco in Baltimore County the particuler bills whereof the said Thomas Received by the hands of Michael Gibson to Render his Reasonable account thereof when thereunto Required, Yet neverthesse the said Thomas Reasonable account thereof to the said Edward in his life time nor to him the said Henry after the death of the said Edward to whome Administration of all and singuler the goods & Chattells was Comitted hath Refused and yet doth Refuse to the greate Damage of the said Henry and in hinderance of the Administration aforesayd, whereupon he saith he is Damnified and hath losse to the vallue of One hundred Thowsand pounds of Tobacco, and thereupon he bringeth his suite, and the said Henry bringeth here into Co^{rt} the said Letters of Administration whereby it may appeare to the Co^{rt} here that Administration of all and singuler the goods and Chattells of him the said Edward was to the said Henry Committed, and that of them he hath the Adcoñ

And the said Thomas Marsh by George Parker his Attorney cometh & Defendeth the force and injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt}, and the same day is given unto both pyes.

At which day that is to say the Eighth day of Aprill in the 41th veare of the Dominion of Caecilius &c Anno^q Domini 1673. came the aforesayd Henry Phipps by John Morecroft his Attorney and the said Thomas Marsh by George Parker his Attorney came likewise, and the said Marsh nor his Attorney sayd nothing in barre of the p^{ts} accoñ aforesayd, wherefore it is the Judgem^t of the Co^{rt}

that the said Thomas Marsh doe account with the said Henry Phipps **Liber M M** accordingly.

It was therefore Comanded unto the Sheriff of Ann Arundell County that he take Thomas Marsh late of Ann Arundell County gentl and him safely Keepe so that he have his body before the Justices of the next Provincial Co^{rt} to be holden at the City of St Maryes the 11th day of November next to render to Henry Phipps Administrato^r of the goods and Chattells of Edward Maynard deceased his reasonable account of the time in which he was Receiver of the goods of him the said Edward in the life time of the said Edward, whereupon in the same Co^{rt} it is Considered of that the said Thomas Marsh shall account with the said Henry and that he should have then and there the said writ. p. 42

Thomas Simson	}	These six Causes are Continued untill the next Provincial Co ^{rt} .
ag ^t		
Richard Edelen &		
Justinian Tennison		
ffrancis Holland		
ag ^t		
Henry Beedle & ux		
James Nuthall		
ag ^t		
Thomas Sprigg		
Philip Udall		
ag ^t		
Henry Mitchell		
Henry Holyer & at		
ag ^t		
ffrancis Kilborne		
Richard Hooper		
ag ^t		
W ^m Groome		

Vincent Atchinson	}	Marke Cordea late of St Maryes County gent ^t otherwise called Marke Cordea of St Maryes Citty Alderman was sumoned to answere unto Vincent Atchinson of a plea y ^t he render unto him One Thowsand seaventy and six pounds of Tobacco which to him he oweth and unjustly Deteineth.
ag ^t		
Marke Cordea		

And whereupon the said Vincent Atchinson by John Morecroft his Attorney saith that whereas the said Marke Cordea the 27th day of Aprill in the yeare 1672 by his certeine bill obligatory signed and sealed with the seale of the sd Cordea the day and yeare above-sayd here in open Co^{rt} brought did binde himself his heirs Executo^{rs}

Liber M M and Administrato^{rs} to pay or Cause to be payed unto the said Vincent Atchinson his heires Executo^{rs} Administrato^{rs} or assigns the sume of One Thowsand seaventy and six pounds of good Legall Casked Tobacco at the tenth day of November next in some Convenient place in St Maryes County Notwithstanding which the said Marke Cordea the said sume of One Thowsand Seaventy and six pounds of Tobacco hath not yet payd though often thereunto Required, but the same to pay hath refused and yet doth refuse to the greate Damage of the said Vincent Atchinson, whereupon he saith he is Damnified and hath losse to the vallue of Two Thowsand pounds of Tobacco and thereupon he bringeth his suite.

p. 43 And the aforesayd Marke Cordea by Kenelm Chiseldine his Attorney doeth come and Defend the force and injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provinciaall Co^{rt}, and the same day is given to both partyes

At which day that is to say the Eighth day of Aprill in the 41th yeare of the Dominion of Caecilius &c Anno^q Domini 1673. Came the aforesayd Vincent Atchinson by John Morecroft his Attorney and offered himself against the sd Marke Cordea of and upon the p^rmises, and the said Marke Cordea appeared not but made default, where it is Considered by the Co^{rt} here that the said Vincent Atchinson Recovere against the said Marke Cordea aswell the sd sume of One Thowsand seaventy and six pounds of Tobacco his Debt aforesayd as also the sum of _____ pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said Marke Cordea in mercy &c.

Thomas Dawborne	}	upon Errors Continued untill the next Provincial Co ^{rt} .
ag ^t		
John Cumber		
Robert Chapman		
ag ^t		
William Stanley	}	

Thomas Sprig	}	The Defend ^{ts} appeare by their Attornyes and imparle untill y ^e next Provincial Co ^{rt} .
ag ^t		
James Nuthall		
Alexand ^r Dyhiniassa		
ag ^t		
Tho: Hawkins	}	

John Brookes	}	The Sheriff of Ann Arundell County having Returned to the Co ^{rt} here that the Defend ^t absconds himself whereby he Could not take him as by the writ he was Comanded
ag ^t		
Humphry Keitly	}	

Ordered by the Co^{rt} that the pⁿ file a Declaration ag^t the Defend^t Liber M M
and that an attachm^t issue ag^t the goods of the Def^t according to
Act of Assembly in that case provided.

Benjamin Rozer } The Def^t not appearing by himself or his Attorney
ag^t } at the Request of the pⁿ the Cause was Continued
Nicholas Solby } untill the next Co^{rt}.

John Maltby } The Defend^t appearing by his Attorney the pⁿ De-
ag^t } manded Speciall Bayle w^{ch} being graunted by the
John Quigley } Co^{rt}, the Defend^t appeared in pson and brought
Garrat Vanswearingen his Security, who did acknowledge and un- p. 44
dertake for the said John Quigley in the sume of Thirty Thowsand
pounds of Tobacco to be leavyed of his goods and Chattells lands
and Tenem^{ts} to the use of John Maltby pⁿ, upon this Condition, that
if the said John Maltby doe obtaine a Judgem^t in a certeine action
of Trespas upon the Case depending in this Co^{rt} ag^t the said John
Quigley the def^t, That then the said John Quigley shall pay the
Condemnacoñ or Deliver himself to the prison of the Sheriff of the
County of St Maryes or that the said Vanswearingen will doe it
for him.

The Court further ordered in this Cause that the same come per-
emptorily to tryall the next Co^{rt}.

John Morecroft }
ag^t }
Hugh Oneale }
Richard Moy }
ag^t }
John Eason }
Job Walton }
ag^t }
John Brooke }
Thomas Gaunt }
ag^t }
ffrancis Gunby & }
Mathew Smith }
Arnold Elzey }
ag^t }
Richard Whittey }

In these five Causes the Severall Defend^{ts} ap-
peare by their Respective Attorneys & imple
untill the next Provincial Co^{rt}.

Benjamin Rozer }
ag^t } This Cause by consent of y^e pⁿ was Continued
Richard ffowke } untill next Co^{rt}.

<p>Liber M M Garrat Vanswearingen ag^t Henry Mitchell Thomas Wynn } ag^t W^m Marshall } Garrat Vanswearingen ag^t Henry Smith The same } ag^t The same } John Offey } ag^t Henry Exon } Robert Carvile } ag^t Joseph Brough }</p>	<p>In these six Causes the severall Defend^{ts} appeare and imparle untill the next Pro- vinciall Co^{rt}.</p>
<p>p. 45 Edward ffitzherbert & Caleb Baker } ag^t James Lewis John Cooper } ag^t Mary Pyne } Thomas Mathewes } ag^t Thomas Wynn }</p>	<p>The Severall Defend^{ts} appeare and imparle untill the next Provincial Co^{rt}.</p>
<p>Walter Sencarfe ag^t Josias ffendall }</p>	<p>This Cause by Consent of Attornyes of both sides was Continued untill the next Provincial Co^{rt}.</p>

Then did his Lo^{pps} Justices adjourne the Provincial Court
 untill the 11th day of November next.

Know all men by these p^rsents that I John Maltby for my selfe
 and John nethway m^rchants. Covenant Bargaine & Agree with
 m^r. John Quigley of Virginia m^rchant. That wee the said John
 Maltby & John Nethway or either of us or our Order Shall well &
 truely Deliver to the said John Quigley or his Order at the Arrivall
 of the good shipp called the mary of London whereof John Litching-
 ton is Comand^r. and now Rideing at Anchor in the Government of
 New Jarsey, and bound for ffyall and thence to Virginia to say
 fifty pypes of merchantable ffial wyne to be Rackt & ffull uppon

receipt thereof the said John Quigley doth hereby Promise to pay **Liber M M**
or cause to paid unto the abouenamed partyes or their Order the
sume of One Thowsand Two hundred & ffifty pownds of good
sound m^rchantable Tobacco in Casque to Be Punctually Delivered
within Thirty dayes after the said shipps Arrival in Virginia without
fraud or further Delay, for the Just & true performaⁿce of this
Bargaine or Contract we seu^rally binde our selues heyres Executo^r
& Admⁱn^r in the sume of ffive hundred pounds sterling to be Leavyed
on the party that shall not performe this Agreement. In witnesse
hereof wee haue hereunto sett our hands & Seales the 23^d day of
November. in the 23^d yeare of his Majesties Raigne. Annoq^{ue}
Domⁱn 1672.

Signed Sealed & Deliu^ed

John Maltbie. sealed

in the p^rsence of us

John Quigley. sealed.

It is agreed before Deliu^ey that if any Dutyesare to be paid for the said wyne m^r Quigley is to pay it

John Litchington

John Slater

W: Rielee

Know all men by these p^rsents that wee John Maltby m^rchant & p. 46
John Litchington Comand^r of the good shipp Mary of London. Doe
hereby Joyntly & seu^rally acknowledge our selues to owe & stand
Justly indebted unto John Quigley of Virginia m^rchant in the Just &
full sume of ffive hundred pownds sterl. to be paid to the said
John Quigley his heyres Executo^r Admin^r or assignes at the tyme
herein hereafter mentioned for the Just & true p^rformance herof
we bynde our selues our heyres Executo^r & Admin^r firmly by these
p^rsents. in wittnesse hereof wee haue hereunto sett my hands and
seales this 29th day of November in the 23^d yeare of his Majestyes
Raigne. Annoque Domini. 1671.

The Condition of the aboue Obliga^cōn is such that whereas there
is a Contract bearing date the 23^d instant signed and Deliu^ed betwixt
the aboue bounden John Maltby and the said John Quigley for ffifty
pypes of ffiall wyne to be Deliu^ed to the said John Quigley or his
order According to the Condi^cōn mencōned in the said Agreement
without Altering the Voyages. but shall Justly p^rforme the same
according to Covenant and Charter party without fraud that then
this aboue Obliga^cōn shall be Voyd else to Remayne in full force

Signed Sealed & Deliu^edin the p^rsence of us Walt. Webly

John. Maltbie

sealed

W. Rielie

John. Litchington.

sealed

April the 16th 1673.

Came Wⁱlm wright Sonn of wⁱlm Wright Late of Poplar hill
in s^t Maryes County Decea^d by Thomas Bennett his Guardian and

Liber M M Desired his Cattle & Hoggs marke to be Recorded. which is as ffol. vizt.

The Right Eare Over Keeftd, the left Eare Cropt & a slowp under the Cropp.

May the 16th 1673

Came William Meekin of Brittons Bay. and Desired that his marke might be Recorded. which is as ffol. vizt,

The left Eare underkeeftd. the Right eare Overkeeftd and a hole underneath the overkeele

p. 47 Know all men by these presents that I Jonathan Seybry of Wye River in the Province of maryland Gentl. Doe make Ordeine and Constitute my ffreind John Walley of Boston in New England my true & Lawfull Attorney for me & in my name and for my use, To Aske Demand Receive of any Person or Persons in New England any sume or sumes of money goods or m^cchandizes. or from their heyres Execut^{rs} Admin^{rs} or assignes whether due now or that may be due, either by bill booke or by Contract, or any way or meanes whatsoeu^r, and upon the non payment thereof, the said Debtors or either of their Execut^{rs} Admin^{rs} or assignes and in my name to sue Arrest Imprison implead & Prosecute for y^e same, and upon such suit to proceed to Judgment & Execution. and therupon the said Debtors or either of their Execut^{rs} or assignes in Prison to hold and keepe untill payment thereof be made, with all Costs & damages susteined & to be susteined by occasion of deteyneing the same, and uppon payment of the same, the sayd Debtors or either of their Execut^{rs} Administrato^{rs} or assignes forth of Prison to discharge and Acquitt and Acquittances for the same or any part thereof for me & in my name to make seale & Deliver, and also to doe performe & Execute and eu^y Lawfull & Reasonable Act & thing whatsoever both for obteyning & discharg^{ing} of the same, as shall be needfull to be done. Giueing and by these p^rsents graunting unto my said Attorney my full & absolute power in the premisses Ratifying and Confirmeing all & whatsoeu^r my said Attorney shall Lawfully doe or cause to be done in & about the premisses, by vertue of these p^rsents In witnesse whereof I haue hereunto set my hand and seale the Twenty fifth day of May in the yeare of our Lord One thowsand six hundred seaventy one, I doe further giue & graunt to my said Attorney power, Attorney or Attorney, under him to make and the same againe, to Revoake, this being Added before signeing and sealing hereof

Signed Sealed & deliu^red

Jonā Sibrey (his
seale)

in the p^rsence of us. Jacob Jesson

John walley.

W^m Gard

Indorsed as followeth.

Liber M M

Jacob Jesson & John walley Marrino^r the Two first witnesses to thy Letter of Attorney did see. Jonathan Sibrey seale and Deliver thy Instrum^t. as his Act. & Deed,

Taken upon Oath. January the 2^d. 1671
before Edward Ting. assistant,—vert—

This is a True Coppie of the Orriginall word for word as it stands upon Record on the 116 page of the fourth booke of Records of the notary publike of the Massachusetts Collonie of New-England, and out thence drawne & Examined the 4th day of ffebruary. 1672. p Robert Howard. Nott. Publ Collonie predict p. 48

Memorā^d upon the sixth day of february. 1672. wee whose names are under written. Examined & Compared the writeing aboue with the Record of the Notary publike of the massachusetts Collony

James Beaumont

Ben Ganson

Boston in New England

Whereas Articles of Agreement bearing date the Twentieth day of May last past, were made sealed and Interchangably Delivered between Richard Wharton of Boston aforesaid m^rchant on the one pt. and Jonathan Sibrey of wye River in Maryland gent on the other pt. for pformance of the Covenants & Conditions in said Articles Expressed, And whereas the said Jonathan Sibrey hath by A Letter of Attorney under his hand & seale bearing date the Twenty fifth day of may aforesd, fully and sufficiently Impowered me the said John walley of Boston m^rchant in his name and for his use to receive from any pson whatsoeu^r such sumes or sattisfaccōn as might upon any Contract or acc^ot. or by any way or meanes whatsoeu^r. become due to him the said Sibrey and thereupon discharges and Acquittances to giue, Now I the said John Walley by Virtue of the power aforesaid and for use of said Sibrey Doe Acknowledge to haue receiued ffrom the said Richard Wharton the sume of Sixtie nyne pounds New-England money In full Compliance with, and sattisfaccōn for all Debts dues and demands ariseing or any wayes proceeding or Accrewing from any Covenant Article Conditon or Contract whatsoeu^r made betweene the said wharton and Sibrey and I doe by these p^rsents upon the Consideracōn afforesd, for & on y^e behalfe of said Sibrey Clearly fully & absolutly acquitt the said wharton from all & every the Ingagements Covenants & Contracts in the said Articles, and from all demands that may be made by Virtue thereof, Wittnesse my hand and seale the Third of January. One Thowsand six hundred seaventy & one, p. 49

John Walley Attorney to Jonathan Sibrey. (his
seale)

Liber M M This Acquittance was Signed sealed and Delivered in presence
of Robert Howard—Nott. Publique
Massachusetts Collonie Nova Anglia—& John Howard.

This is a True Copie of the Orriginall word for word as
it stands upon Record on the 116. page of the fourth
Booke of Records of the Notary Publique of said Massa-
chusetts Collonie of new England. and out of thence drawne
& Examined the 4th day of fe^b. 1672

p Robert Howard. Nott. p^{bt}—Collonie predict

Memorand^u upon the sixt day of ffe^b. 1672. Wee whose names
are under written Examined & Compared the writeing aboue, with
the Record of the notary publique of y^e Massachusetts Collony

James Beaumont

Ben Ganson

Know all men by these presents That I Richard Salwey of the
Citty of Worcester Gentl. Brother and Executo^r of the last will &
Testament of Anthony Salwey late of Ann Arundell County in the
Province of Maryland Deceased, Who Lately Dyed in England,
Have made Assigned Ordeyned Authorized Appointed and Deputed
and in my place and stead by these presents haue put & Constituted
my Trustly and welbe Loved ffreind Edward Perrin of the Citty of
Bristoll merchant my True and Lawfull Attorney for me & in my
name and stead, and to and for my onely prop use and behoofe To
Aske Demand, sue for, Leavye, Recover, and Receive of John
Sollers, and of all & eu^ry other pson and psons whome it shall or
may Concerne. Inhabiting Resideing or abyding in Maryland, All
such Tobaccoes, goods, Wares merchandizes, wrytings, Bills, Debts,
dues, & Demands whatsoeu^r, which were due oweing or belonging
to my said Late Brother Anthony Salwey Deceased, and now due &
belonging unto me whether the same be by Bill Bond Booke Ac-
compt, or by any other wayes or meanes howsoeu^r, or for any matter
or cause whatsoever, And also to Demand Enter into and take Poses-
sion of all such Lands, Plantations, Servants, and Cattle, as did
belong unto my said Late Brother at the tyme of his Death in Mary-
land, And the same to Lett sett and Dispose of ffor my best Ad-
vantage, As my said Attorney shall thinke ffit, And to Call the sayd
John Sollers or any others to Accompt & Reckoning Concerneing
the premisses, Giveing and by these presents Graunting unto my
said Attorney my full power and Authority in the premisses for
me & in my name & stead To Sue Arest, Attach, Implead Condemne
& Imprison the said John Sollers or any other of the said psons
so Indebted unto mee, or which doe or shall Deteyne from me any
Lands Plantations Goods Servants, or Cattle, And any of his or

p. 50

their Goods or Chattells, and him & them and his & their Goods and Chattells out of prison againe to deliver or cause to be Delivered, And also to Compound & make Composition with him or any of them Concerning the premisses, and after the receipt thereof or Composition made, Acquittances or other Lawfull Discharges for the same so Received or Compounded for, for me and in my name & stead to make Seale & Deliver as my Act & Deed Attorney also or Attorneyes one or more under him to make & substitute and the same againe at his pleasure to Revoake, And Generally to doe Execute performe ffullfill and ffinish all and whatsoever else shalbe Needfull or necessary to be done in or about the p^rmisses in as Large and Ample manner & forme, To all Intents and purposes whatsoever as I my selfe may or might doe if I were there psonally present or the doer thereof, Rattifyeing Confirming and Allowing all and whatsoever my said Attorney shall doe or cause to be done in or about the premisses, To be as good and Effectuall in the Law as if I had done the same in myne owne pson. Wittnesse my hand & seale in Bristoll the sixth day of September in the fflower & Twentieth yeare of the Raigne of our sou^raigne Lord Charles the second King of England &c. Annoq^{ue} Domini—1672.

Sealed and Deliu^red in the Richard Salwey sealed

presence of John Rogers. Richard Harry,
Peter Perkes. Zachary Smith,
Alexand. Thompson

Thomas Hartwell. No^r Pub^l proved before me p Zachary
Smith one of the witnesses
in the Country Xber. 12th
1672

Charles Calvert

proved before me by the Oath of
Peter Perkes one of the witnesses

to the abouesd L^re of Attorney the 7th May Charles Calvert
1673

May 15th 1673.

Reced. then of m^r Robert Ridgely One bill Entred into by Richard Cadmore for payment of Three Thowsand pounds of To^b unto John Richardson, one other bill entred into by Symon Richardson & John Brooke for payment of fflower Thowsand pounds of Tobacco to the said John Richardson, and also One other bill for Paym^t Eight hundred & odd pounds of Tobacco to the said Richardson, which said Bills were by order of the Hon^rble Provinciall Court Deposited into the hands of the said m^r Ridgely to my Use,

I say reced by me John Clemens

Witnes John Rousby

Liber M M Caecilius &c. Hauing under his hand & Greater Seale At Armes Bearing Date August the first in the xxx^xth yeare of his said Lord^{ps} Dominion Anno^q Do^m 1671. Constituted & Appointed me Baker Brooke Esq^q Survey^r gen^rall of the Province of Maryland to Exercise & Enjoy the same by my selfe or sufficient Deputy or deputyes. with all thinges thereunto belonging, And I Reposeing Especial Trust Care & Confidence in the Skill & Circumspeccōn of you ffrancis Jenkins gent. In the Layeing out of Lands, Doe by those p^rsents Constitute Ordeine & appoint you the said ffrancis Jenkins my true & Lawfull Deputy Survey^r. To Survey or lay out in any place in the County of Dorchester within this Province all such Lands which I my selfe might or Could doe by Virtue of my Comission aforesaid. In as full and Ample manner to all intents & purposes as I the said Baker Brooke Esq^q might or could doe if psonally present by Virtue of the abouesaid Commission, Provided that you the said ffrancis Jenckins doe from tyme to tyme & at all tymes hereafter during the said Comission Comply with such Instruccōns as you the said ffrancis Jenckins haue or shall hereafter Receive, And shall well & truely pay or cause to be payd to the said Baker Brooke Esq^q. the one Moyetie or halfe of all such ffees Due Incident or belonging to the said Office of Deputy Survey^r for what you the said ffrancis Jenckins Doe or shall hereafter Survey by Virtue of this Commission Given under my hand and seale this 24th day of march in y^e xxxxith yeare of the Dominion of the Right Hon^rble Caecilius &c Anno^q Do^m, 167³₄:

The abouesaid ffrancis Sworne before me the 24th day of March Anno^q Do^m, 167³₄. Baker Brooke

p. 52 This bill bindeth me John Larkin of the County of Ann Arundell in the Province of Maryland Inhoulder my heires Executo^{rs} Adm^{rs} or Assignes to pay or Cause to be well and truly payd unto M^r William Seares of London Marchant or to his certeine Attorney his Executo^{rs} Administrato^{rs} or assignes the full and Just quantity of Two Thowsand five hundred pounds of good and sound Marchantable Tobacco and Casque To be payd in some Convenient place in the abovesayd County at or upon the Tenth day of October next Ensueing the date hereof, and to the true pformance of this I doe binde myself my heires Executo^{rs} Adm^{rs} & assignes firmly by these p^rsents In witness hereof I have hereunto set my hand and seale this 18th day of May in the yeare of our Lord 1669[?]
Signed Sealed & Delivered John Larkin (sealed.)
in p^rsence of W^m Burges
Henry Stocket, W^m Wheately.

Know all men by these presents That I Joseph Brough of s^t maryes County in the Province of Maryland, haue & doe by these

presents Constitute Ordeyne And Appoint my welbeloved ffreinds, **Liber M M**
 George Marshall & Thomas Doxey of the County & Province affore-
 said To be my true & Lawfull Attornyes for me & in my name to
 Officiate Act or doe in any mater cause or thing whatsoeu^r which
 either now doth or hereafter shall or may in my Absence Apperteine
 or belong to me the said Brough, Giueing hereby ffull power &
 Authority to my said Attornyes to also Demand Recou^r & Receive
 by Virtue of Law or otherwayes whatsoever Corne Tobaccoe or
 otherwayes, which either now is due to me the said Brough P^r bill
 or Account or hereafter shall or may become to me due any way
 or from any pson or psons whatsoe^{vr} as also to Answer to all suites,
 Tryalls, sumⁿions, subpeanyes and all true & Just Debts or Demands
 to sattisfie or cause to Sattisfied out of what Tobacco or otherwayes
 shall or may Appeare to be due to me either by bill or accompt or
 out of my servants Cropps, or otherwayes whatsoever shall or may
 appeare to belong to me the said Brough or any pson Claymeing
 und^r me to make Lawfull sayle of for sattisfacc^on as afforesaid &
 not Else, As also to make other Attorney or Attornyes as they shall
 see Conuenyent Rattifying for good Reall & Effectuall whatsoe^{vr}
 they shall in my behalfe Act or doe as necessary needfull and Re-
 quisit to be Acted or done as if I my selfe psony were p^rsent, In
 Wittnesse hereof I have hereunto sett my hand & seale this second
 day of June, Anno 1673

Sealed Signed & Deliu^{ed} in the

Joseph Brough. sealed

p^rsence of us Thomas Potter

William Lovett,

Caecilius Absolute Lord and Proprietary of Maryland &c. To our **p. 53**
 Deare sonne Charles Calvert our Leivetenant of our said Province
 Whereas there hath beene Exhibited to us by Thomas Cornwallleys
 Esq^r One of the first Adventures to our said Province An Accompt
 under the hand of Nathaniell Styles late Sheriffe of our County of
 Baltemore in our said Province, wherein the said Thomas Cornwalllys
 in the yeare of our Lord god One Thowsand six hundred & seaventy,
 was Debto^r for Two Seates of Land Taken up by him in our said
 County of Baltemore Conteineing Two Thowsand Acres more or
 lesse, ffourteene pounds for the Rent of the said Land, ffive Pounds
 whereof the said Nathaniell Styles doth Acknowledge to haue Re-
 ceiu^{ed}, and the Remaynder being nyne pounds Wee doe hereby
 Acknowledge to haue receiu^{ed} of the said Thomas Cornwalllys and
 doe Acquitt him for the same, And ffurther wee Doe hereby Declare
 unto you that at the Humble Instance & Request of the sayd Thomas
 Cornwallleys and out of our speciall Loue & favour to him as one
 of our first & Principall Adventures to our said Province It is our
 will & Pleasure That the said Two Seates of Land Layd out for
 Two Thowsand Acres more or lesse, shall not be Graunted to any

Liber M M other pson without our Speciall & further Order therein. Giuen under our hand & lesser seale at Armes the fifteenth of September: 1672.

C: Baltemore

Maryland ss. By his Excellency the Cap^t Gen^{ll}

ffor asmuch as the Right Hon^{ble} the Lord Proprietary of this Province hath Revoaked his Comission of Principall Secretary of this Province Graunted unto S^r William Talbot Baronett, in which was Included the Respective County Clerks places within this Province, and for that his said Lord^{pp} hath left the disposall thereof unto mee, I doe hereby Authorise & Empower william Hemsley of Talbot County gentl. To be Clerk of the said County of Talbot and in his hands and Custody to keepe all & singuler the Records of the said County dureing my pleasure, and the said Office to Execute in as full & Ample manner as any other Clerke of the said Court heretofore used and Excercised the same, And to Aske demand Receiue & take to his owne use all fees dues bayles Reguards belonging and appertayneing to the said Office to the said Hemslyes owne use, without being Accomptable for the same to any pson whatsoeu^r, Giuen und^r my hand & seale at Armes the 18th day of June

Charles Calvert, 1673

p. 54 To All People to whome this Present writeing shall Come. I Job Nutt Citizen & Grocer of London within written send Greeting Know yee that I the said Job Nutt for & in Considera^{co}n of the Sum^e of Eighty pounds sterling of Lawfull money of England To me in hand at & before the Ensealing and Deluery hereof by Thomas Robins of the Parish of s^t Giles without Creeplgate London mercer well & truly paid the Receipt wherof I doe hereby Acknowledge & my selfe to be therewith ffully Satisfied & Contented, and thereof and of eu^y part thereof Doe Clearly Acquitt & discharge the said Thomas Robins his heyres & assignes by these p^rsents, Haue Graunted bargained sould Alliened assigned & sett ouer, and by these presents doe fully & absolutly graunt bargainne sell Allien assigne & sett ouer unto the said Thomas Robins his heyres & assignes the within written Letter Pattents & the One Thousand Acres of Plantation Land more or lesse and all other the p^rmisses by the same Letters Pattents Graupted, And all & eu^y the Estate Right Title Interest, use Posession Reuersion Inheritance Clayme & Demand whatsoeu^r which I the said Job Nutt my heyres or assignes or any of us haue should may might or of Right ought to haue or can Clayme to of into or out of the said One Thowsand Acres of Plantation Land and other the p^rmisses by the same Letters Patents graunted or to of or in any part or parcell thereof either by virtue force or meanes of the same Letters Pattents or by any other wayes or meanes whatsoeuer To Haue and to hold the said within written

Lottery Patents and One Thowsand Acres of Plantation Land and all other the premisses by the same Leters Patents graunted or mentioned & intended to be hereby bargained & sold and every part thereof unto the said Thomas Robins his heyres and assignes. To the onely prop use and behoofe of the said Thomas Robins his heyres & assignes for ever, ffree & Cleare & ffreely & Clearly Acquitted Ex-onerted & discharged of & from all & all maner of fformer & other bargaines sales Guifts Graunts Leases assignments surrenders Rents Charge Rents seck—Arrearages of Quit Rents Debts of Record fforfeitures Cause & Causes of fforfeiture, and of & from all other Estates Titles Charges Troubles & Incumbrances whatsoeu^r had made Committed done or suffered by me the said Job Nutt, the Cheife Rents & services from & after the ffeast day of s^t michaell the Archangell next ensueing the date of these presents, which are Accustomed & shall Grow due To be payd done and performed on the part & behalfe of the said Thomas Robins his heyres & assignes To the Cheife Lord of the ffee of the premisses (only Excepted) In wittnesse whereof I the said Job Nutt haue hereunto set my hand & seale this six & Twentieth day of August. Annoq^{ue} Do^{mi}n 1670. and in the Two & Twentieth yeare of the Raigne of our sou^{er}aigne Lord Charles the Second by the Grace of God of England Scotland france & Ireland King Defendo^r of the ffaith &c

Sealed & deliuered in Job. Nutt. sealed
the presence of. Nehemiah Tommes
Joseph Osborne

The abouewritten Deed or bill of sale was written on the backside of A Coppie of the Patent of the said Land. as apps. lib A. A. fol 503

Underneath the said bill of sale was thus written as ffol. vizt

My Lord Baltemores Sonne Charles Calvert Esq^{ue} Leiv^{er} gen^{erall} of maryland is sattisfied that the Allienacōn money (vizt 20⁰, was paid in his p^{re}sence to my Lord by m^r Job Nutt. and hath Taken a Coppie of the Receipt with him to see it entred in Court in maryland. he is also sattisfied by the Receipts Showne him that all the yearly Rent is discharged to the last year. which shall be pd at michellmas next when it is due to my Lord, And I shall Constantly pay it for the future

The Patent also subscribed on the backside by the secretary & Survey^r at that tyme in Maryland

Received the 31th of August 1670. of m^r Job Nutt. the Summe of One pound ster^{ling}. being for the Allienacōn of a Thowsand Acres of Land in Talbot County in Maryland. Called Jobes Content, and sold by him to m^r Thomas Robins I say rece^{ived} as afforesd the sume of

1^l-0^s-0^d
C Baltemore

Liber M M

p. 55

Liber M M Received the 3^d of may 1669. of m^r Job Nutt the sume of ffoure pownds sterling in full of all Rents due to me at michellmas last past for One Thowsand Acres of Land called by the name of Jobes Content, in Choptanke hundred in Talbot County in Maryland I say Rece^d as afforesaid the sume of..... 4^l-0^s-0^d
C: Baltomore

- p. 56 This Indenture made the sixth day of September Annō Dom̄, 1671 And in the Three & Twentieth yeare of the Raygne of our Sou^aigne Lord Charles the Second by the grace of God King of England Scotland ffrance & Ireland Defender of the faith &c. Betweene Thomas Robins of the Parish of s^t mary le Bow of London Mercer of the One parte, And George Robins of Buckingham in the County of Bucks. gent. of the other parte Wittneseth, That the said Thomas Robins for & in Considera^con of the Sume of ffifty pounds of Lawfull money of England to him in hand payd by the said George Robins Att & before the Ensealing & Deliu^y of these p^rsents The Receipt whereof he doth hereby Acknowledge and himse^lfe therewith fully sattisfied & paid And thereof & of eu^ry part & pcell therof doth absolutly Acquitt Exonerate & discharge the said George Robins his heyres Executo^rs & Administrato^rs and eu^ry of them for ever by these p^rsents Hath Graunted Bargained Sould Alliened remised Released quite claymed and Confirmed, And by these p^rsents Doth absolutly Graunte Bargaine Sell Allien Remise Release quite clayme & Confirme unto the said George Robins his heyres and assignes for ever In the said George Robins his Actuell Posession & seizin Being by virtue of an Indenture of Bargaine & sale bearing date the day before the day of the Date of these presents made by the said Thomas Robins to the said George Robins for the Considera^con of ffyue shillings Of the moyetie or halfe part of the Land herein aftermentioned for the Tearme of six Monthes from the day before the day of date of the said Indenture At & for the Rent of one Pepper Corne therupon reserued And by Virtue of the statute for Transferring uses into Posession in that behalfe made & Provided, All that the moyetie or halfe of all that parcell of Land called, Jobes Content, Lyeing on the East side of Chisepiake Bay, and on the north side of Choptanck River and on the north side of the Easterne branch of a Creeke called Tredavon Creeke, Begining at the Eastern bounded Tree of Cap^t miles Cooke his Land and Ruⁿing for breadth southeast along the ffresh Run of the said Creeke for ffive hundred perches to a marked Oake standing by the side of the said ffresh Ruⁿ. and Ruⁿing for length North East for Three hundred & Twenty perches Till it Intersect A
- p. 57 Parralell Line drawne north west for ffive hundred perches to the Land of the said Myles Cooke on the west with the said Land, on the South with the ffresh Runn, on the East with the said North East

Line, on the north with the said Paralell, Conteyneing and now laid out for One Thowsand Acres more or lesse, Togeather with the Moyetie or halfe parte of all Rights Proffits & Benefits thereunto belonging Royall mynes Excepted, And also all the estate Right Title interest trust Use property ffree hold Inheritance Clayme & Demand whatsoeu^r of him the said Thomas Robins of in & to the said Moyetie or halfe parte of the said Land & premisses and eu^y part & parcell thereof and the Reversion & Reversions, Remaynd^r & Remaynd^{rs} Rents Issues and Proffits of the said Moyetie or halfe part of the said Lands & premisses and eu^y part & parcell thereof, Which said parcell of Land and premisses are lyeing and being in Maryland or Avalon or one of them in parts beyond the seas and were by Letters Patents Lately graunted to Job Nutt of London Merchant by Caecilius absolute Lord & Proprietary of the Provinces of Maryland & Avalon Lord Baron of Baltemore under his Great seale of his said Province of maryland bearing date the Twentieth day of Aprill which was in the Two & Thirtieth yeare of his Dominion over Maryland afforesaid Anno Domⁱ, One Thowsand six hundred sixtie & fowre, And which said Leters Patents and the Lands therin & herein before menconed were since bargained sold and assigned by the said Job Nut to the said Thomas Robins his heyres & assignes as by the said Letters Patents and an Endorsm^t on the backside thereof whereunto Relation being had more fully and at large it doth & may appeare, To haue and to hold the said Moyetie or halfe part of all the said Lands and all and singuler other the premisses before in & by these presents mentioned or intended to be Graunted bargained sold Aliened remised released quit claymed and Confirmed, and eu^y part & parcell thereof withall the Appurtenā^{cs} unto the said George Robins his heyres and assignes for ever To the onely use and behoofe of the said George Robins his heyres and assignes for ever, and to and for none other use intent or purpose whatsoever

And the said Thomas Robins for himselfe his heyres Executo^{rs} & Administrato^{rs} and for eu^y of them Doth Covenant Promise graunt and Agree to and with the said George Robins his heyres & Assignes and to and with eu^y of them by these presents in manner & forme ffollowing (That is to say) That he the said Thomas Robins at the Tyme of the Sealing & Delu^y of these presents is and standeth Lawfully seized of the moyetie or halfe part of the said Land & premisses and of eu^y part thereof of a good sure perfect and Indefeasable estate of Inheritance absolute to him & his Heyres for eu^r without any manner of Condition Vse Limitation or other mater or thing to Defeate Alter charge change or otherwise make Void or Incumber the same, And now hath in himselfe full power good Right and Lawfull & absolute Authority To Graunt Bargaine sell and Convey all the said Moyetie or halfe part of the said Land and

Liber M M

p. 58

Liber M M premisses and eu'y part & parcell thereof unto the said George Robins his heyres and assignes for ever According to the purport true intent and meaneing of these p'sents And that the said George Robins his heyres and assignes shall and may from tyme to tyme and at all tymes from henceforth for euer hereafter Lawfully peaceably and Quietly haue hold Occupy Posesse and enjoy the said moyetie or halfe part of all the said Lands and premisses before herein mencoed or intended to be hereby granted Bargained sold Alliened Remised Released quit claymed & Confirmed and eu'y part & parcell thereof withall the Appurtennances without the Lawfull Lett Suite Trouble Interruption Clayme or demand of or by the said Thomas Robins his heyres or assignes or any of them or of or by any other person or persons Claymeing or to Clayme by from or under him them or any of them, And that the said premisses and eu'y part and parcell thereof now are & be ffree and cleare and so from tyme to tyme and at all tymes from hencforth for eu'r hereafter shall be Remyne and Continue and be had holden and enjoyed unto and by the said George Robins his heyres and assignes ffree and cleare and ffreely and Clearly Acquitted Exonerated and Discharged of and from all & all manner of former and other Guifts Graunts bargaines sales Leases uses wills intayles Joyntures Dowers and Right and Title of Dower, Rent Charge Rent Seck Rents and Arrearages of Rent Statutes marchant and of the staple Recognizances Judgments Statutes Extents Executions Estates Titles Charges Troubles, and Incumbrances what soeu'r had made Committed suffered or done or to be had made Committed suffered or done by the said Thomas Robins his heyres or assignes or any of them or of or by any other person or persons Claymeing or to Clayme by from or under him them or any of them. The Cheife Rents and services which are Accustomed and shall grow due to be paid and done on the part of the said George Robins his heyres and assignes To the Cheife Lord or Lords of the ffee or ffees of the premisses for the said Moyetie or halfe part of the said Land & premisses Onely Excepted and fforeprized And ffurther the said Thomas Robins for himselfe his heyres Execut^{rs} and Administrat^{rs} and for every of them doth Couenant promise and graunt to and with the said George Robins his heyres and assignes and to and with eu'y of them by thuse presents that he the said Thomas Robins and his heyres and all and eu'y other person or persons Lawfully Claymeing Or to Clayme any estate Right Title Interest Clayme or demand of in or out of the said premisses hereby Graunted Bargained and sold or any part thereof by from or under him them or any of them shall and will from tyme to tyme and at all tymes hereafter dureing the Space of seaven yeares next ensueing the date of these p'sents uppon eury Reasonable Request and at the Cost & Charges of the said George Robins his heyres & Assignes make doe Acknowledge Leavy suffer & Execute And cause and pro-

cure to be made done Acknowledged Leavyed Suffered & Executed, **Liber M M**
 all and eu'y such ffurthre and other Lawfull & Reasonable Acts Deeds
 and thinges Devises Conveyānces and Assuraānces in the Law what-
 soeu' for the further Better and more absolute Conveying and As-
 sureing and Confirming of the Moyetie or halfe part of all the said
 premisses before herein and hereby Graunted bargained sold and
 Confirmed with all the Appurtennañces, unto the said George Robins
 his heyres and assignes for eu', According to the true intent & meane-
 ing of these presents be it by Deed or Deeds Inrolled or not Inrolled
 fine or fines ffeoffment or ffeoffments, Recou'y or Recou'yes, Re-
 lease Confirmation or otherwise as by the said George Robins his
 heyres or Assignes or his or there Councell Learned in the Law
 shall be Reasonably Devised or advised and Required soe as such
 ffurthre Assurance Include or Conteyne noe ffurthre or other war-
 ranty or Covenant, then onely as afforesaid And so as hee or they
 be not Compelled to Travell further the[n] the Cittyes of London
 and Westminster or either of them for doeing the same, And it is
 Covenanted Concluded Declared and Agreed by and betweene all
 the said partyes to these presents for them & their heyres that all
 and eu'y fine and fines ffeoffments Recou'yes Releases and other
 assurances whatsoeu' already had made Acknowledged Leavyed
 Suffered or Executed or hereafter to be had made Acknowledged
 Leavyed Suffered or Executed of upon or Concerning the Moyetie
 or halfe part of the said Land and p'misses or any part thereof by
 or between the said partyes to these presents or any of them or by
 any others with their or any of their Consents, or whereunto they
 or any of them are or shall be party or privy by what name or
 names soeuer shall be and Enure And are and shall be Construed
 Adjudged Deemed and Taken to be and to Enure, And the full
 force Effect and Execution of them & eu'y of them shall be &
 Enure To and for the only prop use & behoofe of the said George
 Robins his heyres & assignes for eu', And to and for none other
 use intent or purpose whatsoever, In wittnesse wherof the said
 partyes to these Indentures Interchangably haue sett their hands and
 Seales the day and yeare first aboue written,

Sealled & Deliu'ed in the

Thomas Robins Sealed

presence of us Thomas Pollard

Timothy ffreese

William Smith

This Indenture made the foure & Twentieth day of May in the
 yeare of our Lord God One Thowsand six hundred seaventy three,
 Betweene John ffitzherbert of west s' maryes in St Maryes County
 in the Province of Maryland gent. & mary his wife of the One pt,
 And Richard Moy of s' maryes Citty in the same County Inhoulder
 of the other pt Wittnessest that the said John ffitzherbert & mary his

Liber M M wife, for & in Consideration of the sume of One hundred Thowsand-pounds of Tobaccoe To them in hand payd by the said Richard Moy At & before the Ensealing and Deliu'y of these p'sents The Receipt whereof they and either of them doe Confesse and acknowli[ge] and thereof and of eu'y part & parcell thereof for themselues their heyres Executo^{rs} & Administrato^{rs} Doe Release, Acquitt Exonerate and
 p. 61 discharge him the said Richard moy his Executo^{rs} Admin^{rs} & assignes by these presents, And for divers other good Causes & Considerac^{ts} them thereunto especially moveing Have Graunted Alliened Bargained & sold And by these p'sents Doe Graunt Bargaine Allien & sell unto the said Richard Moy his heyres and assignes, All that the neck of Land Lyeing nearest Togeather about Kent fforte bounding on the East west & south with Chesepeak bay, on the North with a Lyne drawne through the woods straight East begining at the Northeastermost branch of the Creeke called Northwest Creeke and ending in a swamp on the East side of the said neck in Chesepeake bay, Conteyneing and layd out in the whole for One Thowsand acres be the same more or lesse, and Called by the name and Manno^r of Kent fforte and Lyeing in Kent County in the said Province, which said Manno^r, and Land afforesaid was about the seaventh day of Septemb^r in the yeare of our Lord One Thowsand six hundred & forty. By Letters Patents under the Great seale of this Province, Graunted by the Right Hon^{ble} the Lord Proprietary of the said Province of Maryland, To Gyles Brent and his heyres & Assignes for euer To be held of his Lord^{ps} Hon^r of s^t maryes. under the Rent of Two Barrells of Corne, And by the said Gyles Brent graunted and Conveyed to margaret Brent her heyres & assignes for ever, And by the said Margaret Graunted Conveyed Given devised or bequeathed to the said mary, late mary Brent Daughter of the said Gyles & neece of the said Margaret, And now wife of the said John ffitzherbert pty to these p'sents and her heyres for Eu^r, And all Lands Tenem^{ts} Hereditaments and Appurtenañces whatsoever to the same manno^r and p'rmisses belonging or in any wise Apperteyneing, and all houses Edifices buildings, Orchards Gardens Thereunto Appteineing and the Reversion & Reversions Remynd^r & Remynd^{ts} thereof and all Rents Reserued upon any demise thereof, And all the estate Right & Title they or either of them haue unto the same, Togeather with all & singuler Evidences Deedes Charters, Grauntes Patents minum^{ts} & wryteings whatsoever Concerneing the same, To Haue And To Hold, the said Manno^r Land & p'rmisses and eu'y pt and pcell thereof with their & eu'y of their appurten^{es} unto him the said Richard Moy his heyres and assignes for eu^r, To the onely use of the said Richard Moy his heyres and assignes for
 p. 62 ever And the said John ffitzherbert and mary his wif doe for themselues their heyres Executo^{rs} and Administrato^{rs}. Couenant graunt & Agree to and with the said Richard Moy his heyres Executo^{rs} &

Administrato^{rs} & Assignes by these p^rsents, That they the said John & mary in Right of the said mary are Lawfully seized in ffee of the p^rmisses and haue full power & Right to grant and Convey the same to the said Richard Moy his heyres and Assignes for ever and that the said Manno^r Lands & p^rmisses at & before y^e sealeing & Deliu^y of these p^rsents and at all tymes hereafter shall be & Remyne free & Cleare and freely & Clearly Acquitted Exonerated and discharged of and from all & all maner of other and former Guiftes Graunts bargaines sales Joyntures Dowes Judgments Recognizances Ex-tents Mortguages Rents Arrearages of Rents Troubles and Incum-brances whatsoever had made done or suffered by them or either of them to any other pson or psons whatsoever But that the said Richard Moy his heyres and Assignes shall & may from henceforth freely & quietly haue hold posesse Occupy & Enjoy the said Bargained & sold premisses against all & all maner of persons whatsoever, and that they & either of them & their heyres Exe^{rs} & Adm^{rs} the said manne^r Lands and p^rmisses and eu^y pt thereof against all psons whatsoever will for eu^r warrant & defend, And the said John and Mary doe lastly further Couenant & Agree for themselues their heyres Ex^{rs} & Adm^{rs}, To & with the said Richard Moy his heyres Ex^{rs} & Adm^{rs} & assignes, That they the said John & mary shall & will & at all tymes hereafter for & dureing the space of Three yeares make Acknowledge Execute and suffer such other Lawfull Act or Acts deed or deeds for the better assuring the p^rmisses to him the said Richard his heyres & assignes as by the said Richard his heyres and assignes shall be Resonably devised or by his Counsell required In Testimony whereof the said John ffitzherbert & mary his wife haue hereunto set their hands and seales the day & yeare abouesayd

Sealed and Deliu ^d ed in	John ffitzherbert	sealed
the p ^r sence of Ro: Carvile,	Mary ffitzherbert	sealed
Rowland Thornbrough		
Tho: Wynne	Endorsed as ffolloweth	

Memorand^{um} that the foure & Twentieth day of may in the one & fortieth yeare of the Dominion of Caecilius absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c Anno^q Dñi 1673. Came before us Philip Calvert Esq. Chancell^r of the said Province & William Calvert Esq. Two of the Councell of the Rt hon^{ble} the Lord Prop^{ty}. John ffitzherbert & mary his wife pties to the within written Indenture in their Prop psons and Acknowledged the within written Deed to be their Prop Acts and Deeds. And the said mary being by us Alone & secretly Examined according to the forme of A Certeyne Act of Assembly in that case made & Provided Did Acknowledge the Manno^r & Lands in the said within written Indenture menco^{ined} to be the Right of him the said Richard Moy within named, as those which the said Richard hath

Liber M M of the Guift of the said John ffitherebert & mary his wife, And the said John & mary for them & their heyres and the heyres of the said mary haue Remised and made quite Clayme thereof to the said Richard moy and his heyres for ever, And further they the said John & mary haue graunted for them & their heyres and the heyres of the said mary that the said manno^r & Lands unto him the said Richard & his heyres against the said John & mary & their heyres and the heyres of the said mary and every of the heyres of the said Gyles Brent & margaret Brent within named they will warrant for ever, And for this Acknowledgm^t. Remise quite Clayme & agreement the said Richard moy hath giuen to them the said John ffitherebert & mary his wife One hundred Thowsand pounds of Tobaccoe, 18 sides
 Phillip Calvert
 William Calvert

This Indenture made the ffifth day of June in the One & ffortieth yeare of the Dominion of Caecilius absolute Lord & Proprietary of the Provinces of maryland & Avalon Lord Baron of Baltemore &c Annoq³ Doñ 1673. Between Richard moy of the City of s^t marys in the Province of maryland Inhoulder of the one pte. And John ffitherebert of west s^t maryes in s^t maryes County in the said Province gentl. and Mary his wife of the other pty wittneseth That whereas the said Richard Moy did at the speciall instance & request of Edward ffitherebert of west st maryes Esq³ Togeather with the said Edward & John ffitherebert ptie to these presents as surety for the said Edward Enter into One Bond or Obligation to Caleb Baker. Garret Vanswearingen & walter waterling bearing date the One &
 p. 64 Twentieth day of march One Thowsand six hundred seaventy One, in the Penalty of One hundred Thowsand pounds of Tobaccoe with Condition thereunderwritten That if the said Edward ffitherebert his heyres Ex^{rs} Adm^{rs} or assignes should well & truely saue harmelesse and keepe Indemnified the said Caleb Garret & walter their & eu^y of their heyres Ex^{rs} & Admin^{rs} from one bond of One hundred Thowsand pounds of Tobaccoe passed by the said Edward Caleb Garret & walter to the Right hon^{ble} the Lord Proprietary amoñgst other things for the said Edward & Calebs Due Administracōn of the Estate of William Hattost Deceased, and from all suits Troubles mollestations Costs or Damages that should come to the said Caleb by his being one of the Executo^{rs} of the last will & Testm^t of the said william Hattost the said bond to be Voyd, as by the same bond may more at Large Appeare, And whereas also the said John ffitherebert & mary his wife by their Indenture bearing date the foure & Twentieth day of may last past made betweene them of the one pty. And the said Richard Moy of the other pty for the Consideracōns therein named Did Graunt Allien bargain & sell unto the said Richard Moy his heyres and assignes for eu^r, All that the manno^r

of Kent, fforte, Lyeing in Kent County in the said Province of maryland with all houses Leases Lands Tenemts & hereditants to the same belonging & in the same Indenture of Bargaine & sale menconed with their Appurten^{es}, Without any Condition Lymitacōn or Provisoe therein Conteyned but in absolute fee simple To him the said Richard Moy his heyres and assignes, Now This Indenture further wittneseth That if the said John ffitzherbert & mary his Wife or the sayd Edward ffitzherbert or any of them their or any of their heyres Ex^{ra} Adm^{ra} or assignes or any of them shall & doe well & truely from tyme to tyme and at all tymes hereafter save and keepe harmless and sufficiently Acquitt and discharge the said Richard Moy his heyres Ex^{ra} Adm^{ra} and eu^y of them and all his & their goods & Chattells Lands and Tenem^{ts} & eu^r pt and pcell of them of & from & against all persons whatsoever of & for Entring into the said Bond by them the said Edward ffitzherbert John ffitzherbert, & Richard moy to them the said Caleb Baker, Garret Vansweringen & walter Waterling. & of & for all Accōns suites Costs Troubles demands Or Damages whatsoever by Reason of the p^rmisses or any part thereof, That then & from thenceforth the sayd Recited Indenture of Bargaine & sale made of the said Manno^r & p^rmisses shalbe Utterly Voyd and of none Effect, And the said John ffitzherbert and mary his wife shall haue agayne and Reposesse the same as in their fformer Right Any thing hereafter to be done by the said Richard moy or any Claymeing by from or under him to the Contrary thereof in any wise notwithstanding, In Testimony wherof the said Richard Moy hath hereunto sett his hand & seale the day and yeare first aboue written

Sealed & Deliu^ded in the
p^rsence of G Vansweringen
John Baker
Ro: Carvile

Rich: Moy—sealed

This bill bindeth me Thomas Ball of the County of Som^rset in the Province of maryland planter me my heyres Executo^{rs} Administra^{rs} or assignes to pay or cause to be paid unto m^r Richard Covill of London marrinor to his Ex^{ra} Admin^{ra} or assignes the full & iust Quantity of Three Thowsand Two hundred pounds of good sound bright & large Arronoca Tobacco. cleare of all ground leaves & Trash Tobacco. with Casque to Conteine the same, to be paid at some Convenient place in wiccacomika Riu^r upon the Tenth of October next ensueing the date hereof wittnesse my hand & seale the Twenty first of Aprill in the yeare of our Lord god. 1673.

Testes P^r mee Isack Edmonds
David Browne
John webb

Tho. Ball sealed

Liber M M This bill bindeth me George Grabourne of Hull in the County of yorke marrino^r & my heyres Executo^{rs} Admin^{rs} & assignes to pay unto m^r Richard Covill marrino^r of London. or to his heyres Executo^{rs} Admin^{rs} or assignes the full sume of ffifteene hundred w^t. of good & large sound Tobaccoe here in maryland or the full sume of six pounds ten shillings sterling in England upon demand. Witnesse my hand and seale this Twenty first of Aprill in the yeare of our Lord god 1673.

Testes p me Isack Edmonds
Randall Revell
Robert Ransom

George Graburne. sealed

p. 66 Whereas Randall Revell did Acknowledge before us to haue Re-
ceiued ffive Serv^{ts} from Richard Covill here in maryland & himselfe
which were passengers in the ship of Salisbury of London for the
passage of which six psons the said Richard Covill did demand 1500^l
of Tobacco a head by agreem^t. which Amounts to nyne Thowsand
pounds of Tobaccoe and whereas it appeared by other bills giuen by
other passengers of the said ship to which the said Revell was a
wittnesse that other psons did pay after the same Rate for their
passages to the said Covill, Wee doe therefore awarde the said
Randall Revell to pay or passe bill upon Demand for the said sume
of nyne Thowsand pounds of Tobacco to the said Covill. & the said
Covill to giue the said Revell a Receipt for the passages of himselfe
& the said fve servants, In witnesse whereof we haue hereunto set
our hands this Tenth of June. 1673

Witnes Robert Ridgely

Philip Calvert
Wiff Calvert

Whereas Edward Hazard did Acknowledge to haue receiued be-
fore us. from Cap^t Richard Covill foure passages in the Ship Salis-
bury of London and that he shipped One servant that dyed at sea,
for the which the said Covill Demanded 1500^l of Tobacco a head.
which amounts to in the whole seaven Thowsand fve hundred
pounds of Tobacco. and we being sattisffied that other psons Gaue
the same Rates to the said Covill for passages Wee doe therefore
Award the said Edward Hazard to pay or passe bill upon Demaund
to the said Covill for the said sume of seaven Thowsand fve hundred
pounds of Tobacco. and that the said Covill giue him a Receipt for
the same, In witnes whereof we haue hereunto set our hands the
Tenth of June 1673

Witnes—Robert Ridgely

Philip Calvert
Wiff Calvert

Portus Plimouth—

Know yee That Abraham Searle & Comp^a hath Loaden in this
Port on Board y^e Hope of Pimouth 120. Tons or there abouts Jn^o

Griffith m^r for Virginia, ffoure hnds Brandy. One Bayle of Dowlas Liber M M
 qt. foure peeces & halfe, One Chest of Soape qt. Two hundred &
 halfe Two wey of french salt, Three hhds & three Chests qt. as foll
 vizt, Three hundred Ells of Canvas. a q^r a hundred of pewter Seaven
 peeces of Tanestokes, three peeces Course single bayes, Ten doz of
 shooes, fiue Dozen of wollen hose Three dozn of worsted hose, six
 peeces of serges qt fifty pound, foure Sadles, fourteene pound of p. 67
 silke manufactures One hundred w^t. of Haberdashers ware. six hun-
 dred w^t. of Nayles, Three hundred w^t. of Iron mongers ware, One
 peece & halfe of blue Linneng, Thirty Grosse of Pipes, Wittnesse our
 hands & seales of Office this 6th of December. 1672.
 Nic. Brangwins. Geo. Strelley. Timothy Hamlyn,
 ss p Custome— Coff— p Compt.
 Francis Cocke p searcher

By This Publique Instrument of renunciation Be it Knowne and
 manifest unto all people that on the seaventh day of July in the yeare
 of our Lord God One Thowsand six hundred seaventy & three, and
 in the xxxxith yeare of the Dominion of the Right Hon^{ble} Caecilius
 absolute Lord & Proprietary of the Provinces of Maryland & Avalon
 Lord Baron of Baltemore &c Before me Robert Ridgely Sole Notary
 and Tabellion Publique to and for the said Lord Proprietary Ad-
 mitted & sworne. Personally Appeared James Connaway of Stepny
 Afs Stebbon heath in the County of Middlesex and Kingdome of
 England m^cchant unto me the said Notary well Knowne, And made
 Renunciation, and by this present Instrument did & doth Renounce
 A Certaine Letter of Attorney made by Benjamyn Cowell of London
 m^cchant to him the said James Connaway, The Tenno^r whereof fol-
 loweth in these words (vizt)—Know all men by these p^rsents that
 I Benjamyn Cowell of London m^cchant haue Assigned made Or-
 deyned deputed Authorized Constituted & Appointed, and by these
 p^rsents Doe Assigne make Ordeyne Depute Authorize Constitute
 & Appoint, James Connaway of Ratcliffe in the Parish of Stepny
 afs Stebbon heath in the County of Midlesex m^cchant, my True &
 Lawfull Attorney for me and in my name and to my use to Aske
 demand Leavy sue for Recover & Receive all & singuler such Goods,
 m^cchandizes Adventures Effects Debts duties sume & sumes of
 money whatsoever which is or shall be or may appeare to be in any
 wise howsoeuer due oweing payable or belonging to me the said
 Benjamyn Cowell by or from any pson or psons whatsoever Residing
 in Maryland in the parts beyond the seas or in any part thereof,
 Giveing and by these p^rsents Graunting unto my said Attorney full
 power & Authority for Touching and Concerneing the Recou^y of
 the premisses afforesaid, To use Comence psecute and pursue all
 & Ev^y such Lawfull Acc^ons suites wayes meanes Courses and pceed-
 ings whatsoever, Agreeable to the Lawes Orders & Constitutions of

Liber M M
p. 68 Maryland afforesaid, as shalbe needfull and Requisit And Touching the p^rmises to Adjust make even and perfect such Accompts Compositions & Agreem^{ts}, and giue make & Execute such Acquittances Releases & discharges as shalbe needful and Requisit to be done, And further to doe Act Execute and pforme all & whatsoeu^r other Acts and things as shalbe needfull and Requisit as fully and Effectually to all Intents and purposes as if I my selfe were there at present and did the same psonally. And whatsoeu^r my said Attorney shall Lawfully doe or procure to be done in or Touching the p^rmisses to the use afforesd I doe & will Ratefye Confirme & Allow of the same by these presents. In witesse whereof I the said Benjamyn Cowell haue hereunto set my hand & seale this Twentieth day of Novemb^r Annoq^{ue} Domini One Thowsand six hundred seaventy two, Annoque Regni Regis Caroli secundi Annoq^{ue} &c. Vicessimio Quarto. Benj^a Cowell sealed: Sealed and Delivered in the p^rsence of us Robert Connoway, W^m Hall serv^t. to Henry Lewis s^r, And whereas John Morecrof of the Citty of s^t maryes Agent and procurato^r & Attorney for the said Benjamyn Cowell Lawfully Constituted and Authorized hath and doth Require the said James Conoway to make due prooffe of the sealing and Delivery of the said Recited Letter of Attorney so to him the said James by the said Benjamyn made as afforesaid by the Oathes & Testimony of the wittnesses or some of them whose names are subscribed to the same as witnesses to the sealing and Deliuery thereof, before he will Allow & approve the same to be good and Authentique, which I the said James Connoway cannot in any wise doe by Reason that the psons that subscribed their names as witnesses thereunto are not within this Province of Maryland, but Live in Remote pts. And Cannot by any meanes be pduced here to make prooffe thereof, Now Know yee that I the said James Connoway Doe Renounce, and haue hereby Renounced all & all manner of the power & Authority so to me by this L^re of Attorney given or by any wayes or meanes whatsoeu^r To doe Act or Attempt to doe or Act any thing whatsoeu^r for or by virtue thereof, In Testimony whereof I the said James Connoway haue hereunto set my hand & seale the day & yeare abouewritten, This was thus done & passed in the p^rsence of the said Notary as also of John Bodden. & Robert Price witnesses,
John Bodden,
Robert Price

In Testimonium Veritatis Manu mea solita signavi ac sigillo
Coroboravi Robert Ridgely Not^{rius} Pub^{licus}

p. 69 Know all men by these p^rsents that I John Quigley of y^e Citty of St Maryes and Province of Maryland Marchant doe hereby Empower my welbeloved frend William Calvert Esq^{ue} to make Sale of my Two howses in St Maryes one Called by the name of Towerhill and the other now in y^e possession of M^r Robert Ridgely with all

the Land that belongs to the said howses, and what my said At-
torney shall doe, In the sale of the aforesayd howses I doe Ratefy
and confirme as if I my selfe were psonally p'sent as witnes my hand
and Seale this 13th day of 1673. Liber M M


Signed Sealed and Delivered

John Quigley. (Sealed)

in y^e p'sents of us

Matt: Stone.

The marke of

Hugh  Manning.

A True apraisement of the goods and Chattles of Richard Wicker
Late of S^t maryes County by us whose Names are vnder written
sworne Apraisers: Apraised the Sixteenth day of September. Anno
Doñ, One Thowsand Six hundred Seaventy and three Which Said
goods and Chattles was attached by virtue of a writt of Attachment
obtained against the Said Richard Wicker by John Gouldsmith of
the County afforsd at A Cort held at the Citty of S^t Maryes the
second Tuesday of Octobe^r Año Doñ, One thousand Six hundred
Seaventy and two und Retorned at A Court holden at the Citty of
S^t maryes afforesaid the second Tuesday of Decem^{br} Next ensueing

Tobacco th

Imp ^{ra} Three Cowes and Calves apraised at.....	"1640"
One yonge Heifer apraised at.....	"0250"
Two gunns apraised at.....	"0300"
Two smale chests without Lockes apraised at.....	"0080"
One old hammock apraised at.....	"0040"
One peice of A Deares Skinne.....at.....	"0015"
One Barrow shoat apraised at.....	"0050"
One old shot bagge apraised at.....	"0005"

ffees posted the 10th October 1673

2390

John Grace

John Rosewell

An accompt of Bills belonging to Cap^t Edw Maynard
Comand^r of the shipp William of Dover left in the
Custody of m^r Thomas Marsh

Cap ^t Stocketts bill.....	"01161
John Larkins bill.....	"05613
M ^r Barles Bills.....	"00400
m ^r Robert Procter bill.....	"01411
Thomas Gibbins accompt and bill.....	"00477
James Riggby bill for.....	"04036
Thomas Knighte on 13 bills.....	"02364

Liber M M

Tobacco lb

p. 70

Cap ^t Stocketts Receipt for thre bille hee had of mee } for my appeareance at S ^t maryes.....}	
for m ^r Nathaniell Stiles his bill for.....	" 03239
Augusteene Harmons bill.....	" 1662
Doct ^r Jordenes bill.....	" 2625
John Howards bill.....	" 0990
Robert Davidge bill for..... 420 ^{lb}	" 0420
Thomas Turners bill.....	" 2064
George Collings bill for.....	" 1040
Thomas Richardson bill.....	" 0390
Robert Procters bill more for.....	" 1902
John Beamans owne bill for.....	" 1430
John Beaman and Mathew harding bill.....	" 733
John Beaman and Mathew harding more.....	" 1800
Richard Mosse p bill and accompt.....	" 0483
John wooldrige bill for.....	" 0039
ffrancis Smith p A pcell left of his bill for.....	" 0040
William Nolles p bill and accompt: (bill 646 902.....	" 0902
256 accop ^t	
John Gilberts bill and accompt.....	" 4200
william Prise his bill.....	" 2011
To Three accompts of Miles Gibbons	
To one receipt of m ^r Jordeenes from m ^{rs} Sarah williams...	" 0250

Underneath the aboue written accompt was thus written
 I Thomas Marsh of Ann Arundell County in Maryland doe Acknowledge that I haue Received these abouesaid bill and Accompts and doe ingaage my sealfe my heyres &c to be accompttable for the said bills or the Tobacco due upon them when thereunto Called misscaualties onely Excepted witness my hand the 17th of May 1671 P..... Thomas Marsh
 Errors also are Excepted
 Testis

Robert Burle

George Clark

also one the said paper was thus written as followeth

I Thomas Marsh doe acknowledge to haue receiued of Cap^t Edward Maynard A Certaine accompt drawne by way of Credito^r and Debit^r Relating to sea^ruall men in Ann Arundell County Some of the saidy debts being included in that accompt of bills Comitted to mee to re[ceive] w^{ch} said Accompt is left wth mee as A direction in his businesse by w^{ch} Accompt Cap^t Maynard Reckons due to him Twenty nine thowsand three hundred thirty Nine pounds of Tobacco. Errors
 p. 71 Excepted which said Accompt I doe ingage my sealfe my heyres &c to deliuer and give accompt thereof when therunto Called misscaualties onely Excepted

also I haue Receiued an accompt of Debts due in Baltemore Liber M M
County the bills whereof are in Michael Gibbons hand which bills
and accompts Amounts to Thirty Two Thowsand six hundred &
thirteene pounds of Tobacco w^{ch} he is ordered to deliuer unto me w^{ch}
sd writings I am to deliuer: to the said Cap^t Maynard or his order
or to S^r william Dauisson his Employer or to his order as witnes
my hand the 17th of May 1671:

Testis

Thomas Marsh sealed

Robert Burle

George Clarke

Know all men whom these may concerne that I hugh Onell of
Charles County doe appointe my welbeloved Brother ffancis
Doughty my lawfull Attorney to act in my business that is now
Depending this next Provincial Court at St Maryes as he shall see
good and what my Attorney shall act in y^e p^mises I shall ratefy
and confirme In confirmation of the said premises I set to my hand
& seale Anno 1673 Octob 18th.

Witnes

Hugh Onell (sealed)

The marke of

Garret O Hamon

John Harris.

On the backside of y^e foregoing pap was thus writ.

I ffancis Doughty Attorney of Hugh Onell within named doeth
put & place in his stead Robt Carvile one of the Attorneys of the
Provincial Court to appeare for the sd Hugh Onell at the suite of
John Morecroft & to take copy of the Decleracon & put in such
plea as the said Robert shall thinke fit witness my hand this first of
November 1673.

Testis Edw: Williams

ffancis Doughty.

This Indenture made the 28th day of May. 1667. Betweene
Thomas Stone and mary his wife of Poynton in Charles County
in the Province of Maryland gentl. of the one pty. and John Stone
of the County & Province afforesd gentl. of the other pt witnesseth
That the said Thomas Stone & mary his wife aswell for & in Con-
sideration of Twenty Thowsand pounds of Tobacco payd to him in
hand. as also for Diverse other good causes and Considerations him
thereunto moveing. hath Demised graunted bargained and Sould
and to farme Letten. and by these p^rsents doth demise Graunt and
to farme lett unto the said John Stone All that Plantation Comonly
called & Knowne or Reputed to be Knowne By the name of Nangemie
And being within the manner of Poynton in Charles County in
the Province afforesaid. and late in the Occupation of Richard
Stone. according as the said Plantation is bounded & butted by and

- Liber M M** with the Ancient bounds thereof that is to say Begining at a marked Pockicory standing at the Newlanding at the side of Avon Riu^r. bounding on the East, by A lyne drawne North North East from the said Pockicory for the length of Two hundred & fifty perches to a bounded oake, on the North with a lyne drawne west from the said oake for the length of foure hundred pches to a bounded Oake, on the west with a lyne drawne South from the end of the form^r lyne to a bounded oake standing upon a Point of wood by a marsh Side belonging to Avon Riu^r, on the South with a lyne Drawne east from the said oake along Avon River to the first bounded Pockicory, Conteyneing and now layd out for fue hundred Acres more or lesse, Togeather with all Ediffices & buildings & Singuler the proffits Commodities belonging or in any wise Appertayneing. or with the same at any tyme Heretofore demised used or occupied or reputed taken occupied or Knowne as any part or parcell or member of the said plantation. and all & Singuler the Reversion & Reversions Remynd^r & Remynd^{rs} and also all the Estate Right title or interest use posesion Claime & demand whatsoeu^r. which he the said Thomas Stone & mary his wife now hath may might should or in any wise ought to haue of in & to all & singuler the sd Bargained p^rmisses or any pt therof, Togeather with all & Singuler Evidences deedes Escripts Charters wryteings Court Roles Bookes of Survey and whatsoeu^r as Concerneing the same as be now in the hands & Custodie & posesion of the said Thomas Stone or in the handes Custodie & posesion of any other pson or psons whatsoeu^r to his use by his deliu^y or which he may Lawfully get or come by without suit in Law. And the said Thomas Stone doth Covenant grant & pmise for himselfe his heyres Executo^{rs} & Admin^{rs} for eu^y of them, to and with the said John Stone his heyres & assignes upon Reasonable Request to deliu^r or cause to be deliu^{ed} unto the said John Stone or his heyres or assignes at or before the Tenth day of Decemb^r next ensueing the date of these p^rsents. True Coppies of all such Evidences and wrytings as Concerne the said planta^{con} or Land to be written at the cost and charge of the aforesayd John Stone. To Have And To Hold. all & singuler the said plantation Land Tenement and all other the afforesaid premisses. with all & singuler their Appurten^{ces}.
- p. 73** Before in & by these p^rsents, bargained & Sold and eu^y part & pcell therof unto the sayd John Stone his heyres and Assignes for ever, And the Sayd Thomas Stone and mary his wife for themselves their heyres Execut^{rs} & Admin^{rs} Doe Covenant & graunt to and with the sd John his heyres and assignes by these presents in manor & forme following that is to say. The said John Stone at the tyme of the ensealing & Deliu^y of these presents is and standeth Lawfully & Sufficiently Seized of such a good perfit Lawfull & absolute and Indefeazable estate of Inheritance in fee simple to his

p. 74

Liber M M and the Priveledges of the manno^r only Reserued and foreprized.
 Wittness our hands & seales the day & yeare abouewritten
 Signed Sealed & Deliu^red Tho: Stone sealed
 in the p^rsence of us Mary Stone m^rke **M.** sealed
 Will Calvert
 Tho. Sprigg.
 Mathew Stone.

On the backside of the foregoing Deed was written. Delivery and
 seizin made in the p^rsence of us Will: Calvert
 Tho: Sprigg:
 Mathew Stone.

Maryland ss. John Brooke of the County of Dorchester putts in
 his place Robert Carville To be his Attorney to Implead Job walton
 in a plea of Debt and for Soe doing this shalbe his power. Wittnesse
 my hand this Twenty eighth day of march. 1673. John Brooke

Bee it Knowne unto all men by these p^rsents that I Morgan Jones
 of s^t maryes County and Province of Maryland planter Doe hereby
 Acknowledge and Confesse to haue Given unto John Davis, One
 Cowe Calfe Colloured Darkish Browne, being marked with A Slitt
 on the Right Eare and under halud on the left. To him his heyres
 or assignes. To his and their proper uses and behoofe for ever with
 her Increase, As wittnes my hand & seale the six & Twentieth day
 of July. 1699. M: Jones sealed
 Witnes William Asbeston: Roger shehee.
 Marke Phepo: James Lewis
 his m^rke **IL**

p. 75 Be it Knowne unto all men by these p^rsents That I Morgan Jones
 of S^t Maryes County & Province of Maryland planter Doe hereby
 Acknowledge & Confesse to haue freely and Volluntarly Given unto
 Elizabeth Davis One black Pyed Heyfer with a white spott on the
 Rump. to her & her heyres & assignes with the Increase thereof,
 beind marked under halud on both Eares In Witnesse of the trueth
 hereunto I Sett my hand & seale M Jones. sealed
 Witnes—William Alboston. Roger shehee.
 Marke Phepo. James Lewis: m^rke **IL**

November the 18th 1673.

Came John Tennison of St Maryes County and Desired the Eare
 marke of his Cattle might be Entred upon Record w^h is as followeth
 (vizt)

Cropt on the left Eare two slits and under and upper peeces taken
 off the Right Eare whole

The said Tennison also Desireth his brand marke for his horses **Liber M M** might be also Recorded w^{ch} is as followeth vizt.

Branded on the neare Buttock with a fire forke with three pronges.

Maryland ss. At a Provincial Co^{rt} of the Right hono^{ble} Cecil Lord Baltimore &c Lord and Proprietary of the said Province held at the City of St Maryes on Tuesday the Eleaventh day of November in the 42th yeare of the Dominion of his said Lo^{pp} over Maryland &c Annoq^{ue} Domini 1673. and from the said Eleaventh day of November the writ of Adjournm^t of the said Lord Proprietary was adjourned untill the Twelveth day of the same November and there continued untill the seaventeenth day of the same November before his Lo^{pps} Justices hereunto assigned on the said Twelveth day was p^rsent.

His Excellency Charles Calvert Cap^t Generall of Maryland.

The hono ^{ble}	{	Philip Calvert Chancelo ^r	}	Esq ^s
		William Calvert		
		Baker Brooke		
		Jesse Wharton &		
		Tho Taylour		

Morgan Jones petitions this Co^{rt} to be Cleared of the Estate of John Davis deceased w^{ch} came into his hands by marryeing the widdow according to a ord^r of this Court Directed to the Com^{rs} of St Maryes County and in w^{ch} the said Com^{rs} have as yet Done nothing Ordered by the Court that the said Com^{rs} be served with the former ord^r of this Court in the p^rmises, and are hereby Comanded to take notice thereof and if they doe not pforme y^e same then to signify to this Co^{rt} the Reasons that they doe not, and also the whole state of y^e case that this co^{rt} being fully informed in the business may doe therein as to Justice app^{te}ineth. p. 76

Vincent Atchinson of Talbot County who married with Hanah sister of Mary wife & Executive of William Smith Deceased Petitions this Co^{rt} that whereas the said William Smith the 9th of August 1666 had surveyed for him One Thowsand Acres of Land called Colchester lyeing in Talbot County on the Northside of Chester River, w^{ch} said Certifficate saith and Running for breadth North Easte up the Creeke fower hundred perches to another marked Oake. and the Patent thereof bearing date the thirteenth of the same August saith in the said lyne for breadth North Easte up the Creeke Two hundred pches to another marked Oake, so that in the said Patent is Two hundred pches instead of foure hundred pches the Court making full Examinac^on into the p^rmises Doe finde that it was only the Erro^r of the Clerke and therefore doe ord^r the said Patent to be vacated upon Record, and that a new one issue according to the Certifficate bearing Date as the former.

Liber M M Upon a Dispute here in Co^{rt} about touching what M^r Jackson a brickmaker y^t Dyed at the house of M^r John Allen in Charles County was indebted at his Death unto M^r George Robotham his partner The said Robotham did acknowledge that he had a bill of the said Jacksons for 1500^l Tob, but that it was satisfyed, and that their was only Due to him from y^e sd Jackson 400^l Tob and that was for a hat he sould the said Jackson before his Death.

Jesper Allen } Richard Lad and Rozamond his wife late of Calvert
ag^t } County Executrix of the last will and Testam^t of
Richard Lad } Joseph Horsely Deceased was attached to answer
unto Jesper Allen of a plea of Trespas upon the case.

And whereupon the said Jesper by Kenelm Chiseldine his Attorney complaind that whereas the said Joseph Horsely stands indebted unto the said Jesper for seu'all peeces of Coopers worke Done & pformed at Diverse dayes & times from the day of in y^e yeare of our Lord One Thowsand six hundred sixty untill the
p. 77 day of in y^e yeare of our Lord 1669 a pticuler whereof is here in Co^{rt} pduced, amounting in the whole to the sume of One Thowsand five hundred and Seaventy pounds of Tob. In consideracon whereof the said Joseph did assume upon himself and to the said Jesper did faithfully pmise that he the said Joseph when thereunto Required the said sume of 1570^l Tob to him the said Jesper would well and truly content and pay, Notwithstanding, w^{ch} the sd Joseph though often thereunto Required the said sume of 1570^l Tob in his life time according to his promise hath not payd, Nor the said Rozamond since his death while she was sole Nor the said Richard and Rozamond since Expowsalls hath not payd though often Required but the same to pay altogether Denyes whereupon the said Jesper saith he is Damnified and hath losse to the vallue of Two Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said Richard and Rozamond by George Parker their Attorney come and Defend the force and injury when &c and say that the aforesayd Jesper Allen ought not to have his accoⁿ against them because they say that they have fully administred all the goods and Chattells w^{ch} were of the aforesayd Joseph Horsley at the time of his Death and y^t they have no goods or Chattells w^{ch} were of y^e afd Joseph at y^e time of his death in their hands to be administred, and this they are Ready to averre whereupon they Demand Judgem^t if the said Jesper ought thereupon to have his accoⁿ ag^t them.

And the aforesayd Jesper Sayes that he by anything before alledged ought not to be Debarred from having his action aforesayd because he saith that the Inventory of y^e goods and Chattells w^{ch} were the said Joseph at the time of his Death did amount to y^e sume of 3443^l Tob and that they the said Richard & Rozamond have not administred and payd above the vallue of Twenty Thowsand

pounds of Tobacco and this he prayes may be inquired of by the Country Liber M M

And the said Richard and Rozamond as formerly say that they have fully Administred all the goods and Chattells w^{ch} were of the aforesayd Joseph Horslyes at the time of his death and that they have no goods or chattells w^{ch} were of the said Josephs at the time of his Death in their hands to be administred and so mainteine their plea as they above have alledged and of this they put themselves upon the Country and the aforesayd Jesper in like manner.

Therefore comaund is Given to the Sheriff of St Maryes County that he cause to come before y^e Justices of the Provincial Co^{rt}, at the City of St Maryes on y^e Eleaventh day of November next being the first day of the same Co^{rt} Twelve & by whom & who neither & because aswell & to Recognize & and the same day is given to both partyes.

At w^{ch} said Eleaventh day of November the Provincial Co^{rt} afd was by the writ of Adjournem^t of the sd Lord Proprietary, adjourned untill the next day being the Twelveth day of the same November. p. 78

At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius & Annoq^{ue} Domini 1673. came aswell the said Jesper Allen by Kenelm Chiseldine his Attorney as the said Richard and Rosamond by George Parker their Attorney and the Juro^{rs} of that Jury likewise came to wit Thomas Alanson Morgan Jones Philip Boggesse Nicholas Carre Curtis fletcher Thomas Knighton John Balley Brian Dayly Abraham Roades Patrick fforest francis Wyne & William Harper who to say the truth in the p^rmises being elected tryed and sworne upon their oathes doe say that they finde for the p^r his Debt wth costs of suite, whereupon it is Considered by the Co^{rt} here that the said Jesper Allen Recover ag^t the said Richard Ladd and Rozamond his wife aswell the said sume of One Thowsand five hundred and Seaventy pounds of Tobacco his Debt aforesd as also the su^me of pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said Richard and Rozamond in mercy &c.

12th Novemb^r 1673.

Came Thomas Mosely of St Maryes County planter and Desired that the Eare marke of his Cattle and hoggs might be Entred upon Record w^{ch} is as followeth vizt.

Swallow fforke of the left Eare the ffigure of Three of the Right Eare.

Lord Proprietary }
ag^t }
Luke Barbo^r }

Liber M M Richard Hallet ag ^t Nicholas Wyat The same ag ^t The same Virllinda Stone ag ^t Edmond Lindsey	} } } } } } }	These foure Causes for Special Reasons the Co ^{rt} thereunto moving are continued untill the next Provincial Co ^{rt} .
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Tho: Kendall ag ^t George Munrow	} } }	George Munrow late of Calvert County otherwise called George Munrow of St Maryes County Min- ister was summoned to answer unto Thomas Ken- dall in a plea that he Render unto him foure Thowsand and fifty pounds of Tobacco w ^{ch} to him he oweth and unjustly Detaineth &c
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p. 79 And whereupon the said Thomas by Robert Carville his Attorney saith that whereas the said George upon the one and Twentieth day of August in the 40th year of the Dominion of Caecilius &c Annoq Domini 1671 by his certeine writing obligatory w^{ch} y^e said Thomas with the seale of the aforesayd George signed here brings into Co^{rt} whose date is the day and yeare abovesaid did acknowledge himself to owe and stand indebted to the said Thomas the said sume of foure Thowsand and fifty pounds of Tobacco and Casque to be payd to the said Thomas at some Convenient place in Talbot County at or upon the Tenth day of October next Ensueing the date of the said writing obligatory yet the said George though often Demanded the said sume of foure Thowsand and fifty pounds of Tobacco hath not Rendered or payd but the same to Render and pay as yet doth Deny and unjustly Deteynes, whereupon the said Thomas saith he is Damnyfied and hath losse to the vallue of five Thowsand pounds of Tobacco, and thereupon he bringeth his suite

And the said George by Kenelm Chiseldine his Attorney comes and Defend^s the force and injury when &c and saith that the said Thomas his accoⁿ aforesayd ought not to have because he saith that he the said George the bill aforesayd to the said Thomas did make and seale through the hardnes of Imprisonm^t, and this he is Ready to verrify whereupon he prayeth Judgem^t whether the said Thomas ought to have his accoⁿ aforesayd against him.

And the aforesayd Thomas saith that he by any thing before alledged ought not to be Debarred from having his accoⁿ aforesayd because he saith that the aforesayd George at the time of the making of the said bill was of his owne Right at large and the same bill of his owne meere and volluntary will to the same Thomas did make and seale and not through the hardnes of Imprisonm^t as the aforesayd George hath above alledged and this he prayes may be Enquired

of by the Country and the said George likewise Therefore Comaund Liber M M
 is given to the Sheriff of St Maryes County that he cause to Come
 before the Justices of the Provincial Co^{rt} at the Citty of S^t Maryes
 on the Eleaventh day of November next being the first day of the
 same Co^{rt} Twelve by whom &c who neither &c because aswell &c
 to Recognize and the same day is given to both ptyes.

At w^{ch} Eleaventh day of November the Provincial Co^{rt} aforesayd
 was by the writ of Adjournm^t of the said Lord Proprietary ad-
 journed untill the next day being the Twelveth day of the same
 November.

At w^{ch} said Twelveth day of November in the 42th yeare of the
 Dominion of Caecilius &c Annoq^{ue} Domini 1673. came aswell the
 said Thomas Kendall by Robert Carvile his Attorney as the said
 George Munrow by Kenelm Chiseldine his Attorney and the Juro^{rs}
 of that Jury likewise Came to wit George Macall Demetrius Cart-
 wright George Charlesworth John Cooper Leonard Greene George
 Dundas Thomas Bennet James Nuthall Vincent Atchinson John
 Grace Jeremiah Eaton and Joseph Brough. who to say the truth in
 the p^rmises being Elected tryed and sworne upon their oathes doe
 say that they finde for the p^rt his debt with costs of suite whereupon
 it is considered by the Court here that the said Thomas Kendall
 Recover ag^t said George Munrow aswell the said sume of foure p. 80
 Thowsand and fifty pounds of Tobacco his debt aforesayd as also
 the Sume of five hundred ninty nine pounds of Tobacco for his costs
 and Charges in this behalfe Expended and the said George Munrow
 in mercy &c.

Then was Thomas How of Calvert County Edward Wincles and 1500^l Tob
 George Cowley of Talbot County Jury men Retorned betweene the fine
 aforesayd Thomas Kendall & George Munrow for not appearance
 upon call fined by the Co^{rt} the sume of five hundred pounds of
 Tobacco a peice.

Thomas Oliver	}	George Munrow late of Calvert County otherwise called George Munrow Minister of Talbot County in the said Province of Maryland was Sumōned to answere unto Thomas Oliver that he Rend ^r unto him three thowsand pounds of Tob. w ^{ch} to him he oweth & unjustly Deteineth.
ag ^t George Munrow		

And whereupon the said Thomas by Robert Carvile his Attorney
 saith that whereas the said George upon the 25th day of July in the
 yeare of our Lord 1671 by his certeine writing obligatory w^{ch} the
 said Thomas with the seale of him the said George signed here in
 Co^{rt} pduceh whose date is the day & yeare aforesayd did oblidge
 himself his heyres Executo^{rs} and Administrato^{rs} to pay or cause to
 be payed to the said Thomas Oliver the said sume of Three Thow-

Liber M M sand pounds of Tobacco and Casque at some Convenient place in Michaels River at or upon the Tenth day of October next Ensueing the date of the said writing yet notwithstanding the said George the said sume of Three thowsand pounds of Tobacco though often Demanded to him the said Thomas hath not Rendred or payd but the same as yet to Render & pay doth Deny and unjustly Deteyne whereupon the said Thomas saith he is Damnified and hath losse to the vallue of foure Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the aforesayd George by Kenelm Chiseldine his Attorney doth come and Defend the force and injury when &c and saith that the aforesayd Thomas his accoñ aforesayd ought not to have because he saith that he the said George the aforesayd sume of Three Thowsand pounds of Tobacco hath payd according to the Teno^r of the said bill & of this he puts himself upon the Country.

And the said Thomas saith that he by any thing before alledged ought not to be Debarred from having his accoñ aforesayd because he saith y^t y^e aforesayd George the said sume of 3000^t Tob hath not payd according to the Teno^r of y^e said bill as by the said George is above alledged, and this he prayes may be Enquired of by the Country and the aforesayd George in like manner.

Therefore comaund is given to the Sheriff of St Maryes County that he Cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt} twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both partyes.

At w^{ch} said Eleaventh day of November the Provincial Co^{rt} aforesayd was by writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

p. 81 At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came as well the said Thomas Oliver by Robert Carvile his Attorney as the said George Munrow by Kenelm Chiseldine his Attorney and the Juro^{rs} of that Jury likewise came to wit George Macall Demetrius Cartwright George Charlesworth John Cooper Leonard Greene George Dundas Thomas Bennet James Nuthall Vincent Atchinson John Grace Jeremiah Eaton and Joseph Brough who to say the truth in the p^rmisses being elected & swore upon their oathes doe say that they finde for the p^t his debt with costs of suite, whereupon it is Considered by the Co^{rt} here that the said Thomas Oliver Recover ag^t the said George Munrow aswell the said sume of Three Thowsand pounds of Tobacco his Debt afd as also the sume of five hundred ninty nine pounds of Tobacco for his costs and Charges in this behalfe Expended and the said George Munrow in mercy &c

Thomas Simson	} Richard Edelen late of St Maryes County	Liber M M
ag ^t		
Richard Edelen & Justinian Tennison		
	} gentl and Justinian Tennison late of St	
	} Maryes County planter were attached to an-	
	} swere unto Thomas Simson of a plea of Tres-	
	pas upon the case in nature of Deceipt.	

And whereupon the said Thomas by John Morecroft his Attorney Complaineth that whereas he the said Thomas sould unto the said Justinian a pcell of land by Deed supposed to be three hundred and fifty acres with pticuler warranty against him and his heires and the said Land was found to fall short thereof by the Survey of one Richard Edelen Deputy Surveyo^r for St Maryes and Charles County and the said Thomas having a Patent of fifty acres of land more adjoyning thereunto was willing to Cast that in to supply the want, w^{ch} the sd Edelen then affirmed would not make up the Complement of Three hundred and fifty acres by seaventy acres was willing to make satisfaction in Tobacco for the said seaventy acres w^{ch} the said Tennison and the said Thomas referring it to y^e said Richard Edelen he appointed the said Thomas to pay to the said Tennison Two Thowsand Two hundred & fifty pounds of Tobacco for which the said Thomas he passed bill to the said Tennison and is now payd and the said Thomas saith that the said Richard and Justinian Devising and fraudulently intending him the said Thomas to Deceive the said Richard the sixth day of ffebruary in the yeare 1670 making a Resurvey and the said Justinian Tennison having Seated a pcell of land Adjoyning to y^e same land without any warrant Surveyor Patent made Resurvey of foure hundred acres of land, and makes the said pcell of land pt of the said foure hundred acres and Drawes the said Thomas to Enter into bond of forty Thowsand pounds of Tobacco to make Conveyance of y^e same to the said Tenison in Deceipt of the said Thomas and to the greate Damage of the said Thomas whereupon he saith he is Damnyfied and hath losse to the vallue of Twenty Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said Richard and Justinian by Robert Carville their Attor-ney cometh & Defendeth the force and injury when &c and say they are in nowise guilty of the p^rmises above against them by the said Thomas Complained of, and of this they put themselves upon the Country and the said Thomas likewise.

Therefore Comaund is given to the Sheriff of St Maryes County p. 82 that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt}. Twelve &c by whome &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes.

At w^{ch} said Eleaventh day of November the Provincial Co^{rt} afore-sayd was by the writ of Adjournm^t of the said Lord Proprietary ad-

Liber M M journed untill the next day being the Twelveth day of the same November.

p. 82 At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1673. came aswell the said Thomas Simson by John Morecroft his Attorney as the said Richard & Justinian by Robert Carvile their Attorney and the Juro^{rs} of that Jury likewise came to wit Thomas Alanson Morgan Jones Philip Boggas Nicholas Carre Curtis ffletcher Thomas Knighton John Balley Brian Dayly Abraham Roades Patrick fforrest ffrancis Wyne and William Harper who to say the truth in the p^rmises being Elected tryed & sworne, and the Cause being fully argued by the Attorneys of both sides the pⁿ suffered a nonsuite and the Co^{rt} Did ord^r by consent of both ptyes that One hundred Eighty five pounds of Tobacco being payd by Simson to Tennison the said Tennison to Deliver unto the said Simson his bill up for Two Thowsand Two hundred and fifty pounds of Tobacco and it is further considered of by the Co^{rt} that the said Richard and Justinian Recover against the said Thomas Simson the sume of pounds of Tobacco for their costs and Charges in this behalfe most wrongfully & vexatiously susteined and the said Thomas in mercy for his false complaint &c. And the Co^{rt} Doe further ord^r that the Jury be allowed 720^l Tob for their trouble & charge in Attending y^e Co^{rt} for y^e tryall of this cause, and to be pd by y^e sd Richard & Justinian & to be allowed y^m in their costs.

Walter Sencarfe	}	Josias ffendall late of Charles County was attached
ag ^t		to answere unto Walter Sencarfe in a plea of
Josias ffendall	}	Trespas upon the case.

And whereupon the said Walter by Vincent Low his Attorney complaineth that whereas the said Josias ffendall the 12th day of May in the yeare 1655 stood indebted unto the said Walter Sencarfe in the sume of One Thowsand pounds of Tobacco, In Consideracon whereof the said Josias ffendall did assume upon himself and to the said Walter did faithfully pmise that he the said Josias when hereunto Required the said One Thowsand pounds of Tobacco to him the said Walter upon the Tenth day of October in the same yeare would well & truly content & pay Notwthstanding w^{ch} the said Josias the sd Sume of One Thowsand pounds of Tobacco according to his pmise hath not payd tho often Required but the same to pay altogether Denyes whereupon the said Walter saith he is Damni-fyed two thowsand pounds of Tobacco and thereupon he bring[eth] suite. And the said Josias ffendall by Robert Carvile his Attorney cometh and Defendeth the force and injury when &c and saith he did not pmise & assume u[pon] himself in manner & forme as the

p. 83 said Walter above hath upon him De[clared] and of this he puts himself upon the Country and the said Walter likewise

Therefore Comaund is given to the Sheriff of St Maryes County **Liber M M** that he cause to come before the Justices of the Provincial Court at the Citty of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt} Twelve & by whom & who neither & because aswell & to Recognize & and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary Adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius & Annoq^{ue} Domini 1673. came aswell the said Walter Sencarfe by Vincent Lowe his Attorney as the said Josias ffendall by Robert Carvile his Attorney and the Juro^{rs} of that Jury whereof mention before is made likewise came, but the ptyes p^r & Defend^t Relinquished the Jury by their owne consent & voluntarily put themselves upon the Judgem^t of the Co^{rt} who having made full Examination into the business doe adjudge that the Act of Assembly cuts off the p^lt^s Debt, it being out of the limited time y^t y^e Act appointes to sue for it, and Doe therefore ord^r the bill to be Delivered up into Co^{rt}. and it is also considered that the said Josias ffendall Recover against the said Walter Sencarfe the sume of six hundred ninty One pounds of Tobacco for his costs and Charges in this behalfe Expended & y^t y^e sd Walter be in mercy for his false complaint, and that the said Josias goe thereof without day.

Henry Beedle & Sophia his wife	} George Wells late of Baltimore County Marchant was summoned to answer unto Henry Beedle &
ag ^t	
George Wells	

Sophia his wife Executrix of the last will and Testament of Richard Wells late of Herring Creeke in the County of Ann Arundell Marchant deceased of a plea that Justly he make a Reasonable account for the time he was Receiver of the goods and Tobacco of him the said Richard in the life time of the said Richard of what Cause soever and Contract to the Comon profit of the said Richard and George Provenient w^{ch} to them to make he ought.

And whereupon the said Henry and Sophia by John Morecroft their Attorney say that whereas the said George was Receiver of the goods and Tobacco of him the said Richard in the life time of the said Richard of whatsoever cause and Contract to the comon profit of the said Richard and George Provenient. And that the said George the 20th day of November in the yeare of our Lord One Thowsand six hundred sixty Eight did Receive by the hands of John Dunch Comand^r of the ship Baltimore in the life time of the said Richard goods and Tobaccos to the vallue of five hundred pounds nineteene shillings and six pence sterling and seaven servants of him the said

Liber M M Richard his prop goods to Merchandize to the Comōn pffit of him the said Richard & the said George to be Devided Equally betweene them, and to make Reasonable account thereof when thereunto Required, Neverthesse the said George Reasonable account thereof
p. 84 to the said Richard in his life time or to the said Sophia whilst she was sole to whom Execution of the Testament of the said Richard was Comitted or to them the said Henry & Sophia after the marriage betwixt them Celebrated. hath not thereof made but the same to them to make hitherto hath Denied and as yet doth Deny in the Retardacō of the Execution of the aforesayd Testam^t of the said Richard whereupon they say they are Damnified & have losse to the vallue of One Thowsand pounds sterling. and thereupon they bring their suite and they bring here into Co^{rt} the said Testament of the said Richard whereby it may more fully appeare to the Co^{rt} here that the said Sophia is the Executrix of the Testam^t of the said Richard and thereof hath the Admcōn

And the aforesayd George by Mathew Ward and his Attorney cometh and Defendeth the wrong and injury aforesayd when &c and saith that he was never Receiver of the goods and Tobaccos and servants of the aforesayd Richard Wells in the Declaration aforesayd Specefyed or an account thereof to give in manner and forme as the aforesaid Henry & Sophia above against him have Declared and of this he puts himself upon the Country and the said Henry & Sophia likewise

Therefore comaund is given to the Sheriff of St Maryes County that he Cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next, being the first day of the same Co^{rt} Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both partyes. At w^{ch} said Eleaventh day of November the Provincial Co^{rt} aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq³ Domini 1673, came aswell the said Henry Beedle and Sophia his wife by John Morecroft their Attorney as the said George Wells by Mathew Ward his Attorney and the Juro^{rs} of that Jury likewise Came to wit Thomas Simson William Russell Tobyas Miles Thomas ffrancis Justinian Tennison Richard Balley Joseph Brough Hugh Nash Thomas Marsh Robert Burle Joshua Doyen and Richard Smith, and the said Juro^{rs} being called Respectively to the Booke the said Defend^t George Wells Challenged William Russell one of the Juro^{rs} retorne as aforesayd, and the Court approving of his Reasons therefore, the said Defend^t Craved a Tales of one w^{ch} was by the Co^{rt} accordingly graunted and the said Sheriff of St Maryes County retourned to the Co^{rt} here for the said Tales Thomas Hawkins and so the said Thomas Simson

Tobias Miles Thomas Francis Justinian Tennison Richard Bayley Joseph Brough Hugh Nash Thomas Marsh Robert Burle Joshua Doyne Richard Smith and Thomas Hawkins being elected tryed sworne to try the issue Joyned betweene the said Henry Beedle & Sophia his wife p^{ts}. and the said George Wells Defend^t, and the said p^t offering to this Co^{rt} and Jury as Evidence a bill of Lading under the hand of John Dunch Comand^r of the ship Baltimore of London bearing date the Twentieth day of August One Thousand six hundred sixty Eight for thirty seaven pcells of g[oods] shipped on the said ship Baltimore by Richard Wells for account of himself and the said George Wells, and Consigned to the said Richard and George, as also one Receipt und^r the hand of the said John Dunch bearing date the Two & twentieth of August 1668. for Seaven Servants therein mentioned shipped also by the said Rich^d for account of himself, and Consigned to the said George, as by the said writings Relacoⁿ being thereunto had more fully it doth & may appeare. and the Co^{rt} and Jury having fully heard both p^{tyes}. the said Juro^{rs} upon their oathes doe say that they finde that the debt ought to accompt for the goods specefied in the bill of Loding, and the seavants unto the p^{ts} wherefore it is considered by the Co^{rt} that the said George Wells, doe Render unto the said Henry Beedle and Sophia his wife Executrix of the last will & Testament of the said Richard his Reasonable account for the time he was Receiver of the goods and Tobacco of him the said Richard in the life time of the said Richard of what Cause soever and Contract to the Com^{on} profit of the said Richard and George pvenient And it is further considered of by the Court, and they Doe hereby appointe authorise & Empower Nathaniel Heathcot & Robert ffranklyn both of Ann Arundell County gent. to be audito^{rs} to audite state and Examine the account of the said George which to the said Henry and Sophia to render he ought as aforesayd and the said Audito^{rs} are by the said Co^{rt} Ordered and Comaunded to meet at the house of John Larkin scituate in the said County of Ann Arundell on the fifteenth day of December next to audite the accounts aforesayd and so there to meete from day to day untill they shall have fully audited stated and Examined the accounts aforesayd, and that the said George Wells doe then and there attend the said Audito^{rs} in ord^r to Rendring his acc^t as afores^d and so doe attend them from day to Day as the said Audito^{rs} shall appointe untill the said audito^{rs} shall have fully stated the said account. And the said audito^{rs} are further hereby Empowered for the better understanding of the p^rmises to administer oath or oathes to any witness or witnesses that shalbe pduced before them by Either of the said p^{tyes}, And the said accompt when so audited adjusted stated & Examined that they Retorne unto the next Provincial Co^{rt} to be held at the City of St Maryes the Tenth day of ffebruary next, to his Lo^{pps} Justices there under their hands and seales that so his Lo^{pps} Justices being fully

Liber M M

p. 85

Liber M M informed of the truth of the p'mises may doe theirin as to Justice apperteineth.

And the said George Wells being here p'sent in Co^{rt} by ord^r of the said Justices did in open Co^{rt} acknowledge himself to owe and stand indebted unto the Right hono^{ble} the Lord Proprietary in the sume of five hundred pounds of lawfull money of England, and Thomas Taylo^r and John Wells his security did likewise acknowledge themselves Respectively to owe and stand indebted to the said Lord Proprietary in the sume of Two hundred and fifty pounds of like lawfull money of England apeice, To be leavyed of their or any of their Respective goods and Chattells lands or Tenements for the use of the said Lord Proprietary his heires or successo^{rs} upon failer of the Condition following that is to say the condicion of this Recognizance is such that if the said George Wells shalbe and appeare at the house of John Larkin in Ann Arundell County on the fifteenth day of December next and there attend upon Nathaniel Heathcot & Robert ffranklyn p. 86 audito^{rs} appointed to state and Examine the account of the said George w^{ch} to Render to Henry Beedle and Sophia his wife he ought as aforesayd and so from day to day attend the said audito^{rs} as they shall appointe untill they have fully stated and adjusted the said account and also afterwards shalbe and psonally appeare at the next Provincial Co^{rt}, when the said audito^{rs} shall Retorne y^e said account Examined & stated as aforesayd, and their if it shalbe so found that the said George Wells shalbe condemned then that he shall pay the Condemnacōn or Deliver himself to the prison of the Sheriff of St Maryes County their to Remaine untill he shall pforme the ord^r of his Lo^{pps} Justices in that behalfe then the said Recognizance to be voyd otherwayes to stand in force.

And his Lo^{pps} Justices doe further ord^r that the Defendt George Wells shall have Recourse to the bookes and paps belonging to the Estates of Richard Wells sen^r & Richard Wells Jun^r deceased that are now in the hands of Robert Carville one of the Attornyes of this Co^{rt}, and that are confest in the answere of M^r Henry Beedle & Sophia his wife at the Chamber of the said Carville in the said Citty of St Maryes, and it is by the Co^{rt} further ordered that the said Beedle Cause the said Bookes, and paps to be brought before the said Audito^{rs} on the said fifteenth day of December next and so from day to day as the said Audito^{rs} shall ord^r & apointe.

Commission issued according to y^e effect & force of y^e foregoing Judg^t to Nathaniel Heathcot & Robert ffranklyn to audite y^e acc^{ts} a fsd.

Shipped by the grace of God in good ord^r & well Conditioned by me Richard Wells for the propper account of my self and my Brother M^r George Wells in and upon the good ship called the Baltamore of London whereof is Master under god for this p'sent voyadge John

Dunch and now Riding at Anchor in the River Thames and by gods grace bound for Patuxent in Maryland to say foure hdds Eight Runlets Eleaven bundles Two Caskes Two boxes foure barrels Two Chests one pack and one Trusse one Trunke and one Close stoole being in all thirty seaven pcells' being marked and numbered as in the margent and are to be Delivered in the like good ord^r and well Conditioned at the aforesayd Port of Patuxent the Danger of the Seas only Excepted unto M^r Richard Wells and Mr George Wells in Ann Arundell County at Herring Creeke or to their assignes freight for the said goods being already payd. with primage and Average accustomed In wit[ness] whereof the Master or purser of the said ship hath affirmed to three bills of Lading all of this Teno^r and date the one of w^{ch} three bills being accomplished the other to stand voyd and so God send the good ship to her Desined Port in safety Amen Done in Graves End 20th August 1668. these pcells Received Contents nor condition [not] Knowne Johⁿ Dunch.

RW No
3:45 6:7:
24:25.8:00:
0. 0. 26 0.11.
12: 24.25 23.
23 B: 13 14:
15: 16 17:18:
27: 27.0 10:
9: 11.19 1.2.
Rw. S. No. O

On the backside of the said bill of Loding was thus written vizt Goods in the ship not Entred in the bill of Loding. To my owne Sea Chest To one bread box To one Gunn To one payer of steelyards, To one bundle in a basket of Curtaines and vallence bound over with a Cloth Called Buckram To two Ovall baskets To one box of Medicines To one Port mantle R. W.

Likewise was thus written:

John Dunch Comander of the Baltimore being sworne this 23th day of June 1673. before me Deposeth and saith that to the best of his Knowledge he did subscribe and affirme the within mentioned bill of Loding and set his hand thereunto and that he did Deliver the goods therein mentioned to George Wells according to the Tennour of the said bill of Loding as also the goods mentioned on the back of this bill of loading and that he hath a Receipt for the same from the said George Wells but for want of his booke he cannot possitively declare the same to be so.

Sworne before me
Philip Calvert.

Received on board the ship Baltimore whereof I am Comand^r Seaven servants viz^t John Catlin Ann Brookeland Roger Gutheridge Thomas Williams Mathias Stevenson Kathereine Griffin and one Negro called Bonnet for the account of M^r Richard Wells of Maryland, which I doe hereby Engage me my heires & Executo^{rs} to Deliver to M^r George Wells or his assignes in Maryland Mortallity the Danger of the seas Restraint of Princes and unlicensed Escapes Excepted Witnes my hand this 22^d of August 1668.

Jn^o Dunch.

On the backside of the said Receipt was thus written.

John Dunch Comand^r of the Baltimore being sworne this 23th of June 1673 before me saith that to the best of his Knowledge he did

Liber M M subscribe his name to the Receipt within mentioned for the servants withnamed w^{ch} he Delivered to George Wells and beleives he hath a Receipt from George Wells for the said servants but for want of his booke he cannot positively Declare the same to be so.

Sworne before me
Philip Calvert.

John Brookes	}	Humphry Kitely late of Ann Arundell County
ag ^t		otherwise called Humphry Kitely of Charles
Humphry Kitely.		County Coop was summoned to answere unto

John Brooks in a plea that he Render to him the sume of Eighteene hundred pounds of Tobacco w^{ch} to him he oweth and unjustly Deteineth.

And whereupon the said John by Robert Carvile his Attorney saith that whereas the said Humphrey upon the 13th day of August in the yeare of our Lord 1668 by his certeine writing obligatory w^{ch} the said John with the seale of him the said Humphry signed here bringeth into Court whose date is the day & yeare abovesaid did acknowledge himself to owe and stand indebted unto the said John Brookes in the said sum of 1800^l of good Tob in Caske to be payd to the sd John his heires Executo^{rs} Adm^{rs} or assignes in some convenient place in Charles County at or upon the Tenth day of November next Ensueing the date of the said writing obligatory, To the
p. 88 which payment well and trully to be made he did binde himself his heires Executo^{rs} and Adm^{rs} firmly by those p^rsents Yet notwithstanding the said Humphrey the said sume of Eighteene hundred pounds of Tobacco to him the said John though often Demanded hath not contented or payd but the same to pay as yet doth Deny & unjustly Deteyne whereupon the said John saith he is Damnified and hath losse to the vallue of Two thowsand five hundred pounds of Tobacco & thereupon he bringeth his suite.

And now here at this day to wit the Eighth day of Aprill in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. Henry Stocket gentl high Sheriff of the County of Ann Arundell retorned to the Justices here at St Maryes that he cannot take the body of the said Humphry Keitly because he abscondeth himself whereupon the said John Brookes prayes the Co^{rt} here that an attachm^t ag^t the goods and Chattells of him the said Humphry Keitly might be awarded according to the forme and Effect of a certeine Act of Assembly in that case made and provided and it was graunted unto him. Therefore comaund is given to the Sheriff of Ann Arundell County that whereas a certeine capias issueing out of the Provincial Court retornable before the Justices of the same Court the Eighth day of Aprill 1673. Directed by y^e sd Sheriff of Ann Arundell County thereby Comanding him y^e sd Sheriff to take the body of Humphry Keitly if he should be found within his baliwick and him

safely Keepe so that he might have his body before the Justices of the same Provincial Co^{rt} the Eighth day of Aprill then next coming to answer unto John Brookes of a plea that he render unto him the sume of 1800^l Tob w^{ch} to him he oweth and unjustly Deteineth at w^{ch} said Eighth day of Aprill the said Sheriff returned to y^e Justices here at St Maryes that he cannot take the body of y^e said Humphry Keitly because he abscondeth himself whereupon the said John Brookes prayes the Co^{rt} here that an Attachm^t against the goods and Chattells of him the said Humphry Keitly might be awarded according to the forme and effect of a certeine Act of Assembly in this case made and provided and it was graunted unto him It was therefore comaunded unto the said Sheriff that he attach any of the goods Chattells or debts of or belonging to the said Humph[ry] Keitly in whose hands soever they should be found to the vallue of the 2400^l Tobo at the leaste and when he hath attached the vallue aforesayd or any pt the[reof] that the same he Keepe safe in his Custody untill the said Humphry Keitly himself or his Attorney appeare before the Justices of the said Provincial Co^{rt} to be held at the said Citty of St Maryes the Tenth day of ffebruary next to answer the sd John Brookes in the plea aforesayd and in w^t manner he shoud Execute the sd writ that he should retorne to the sd Justices together wth the sd writ at the day and place aforesaid.

ffrancis Holland } Henry Beedle and Sophia his wife late of Ann p. 89
ag^t } Arundell County was attached to answer unto
Henry Beedle & ux } ffrancis Holland in a plea of trespas and
Ejectm^t.

And whereupon the said ffrancis by Kenelm Chiseldine his Attorney complaineth that whereas George Wells gentl the Two and Twentieth day of October in the one and fortieth yeare of the Dominion of Caecilius &c did demise to him the said ffrancis Holland aswell all that pcell of Land comonly called and Knowne by the name of little Wells lyeing and being in Ann Arundell County aforesayd and in the woods betweene ffishing and Herring Creeke bay beginning at a marked white Oake in the line of the land called Wells and bounding on the Easte with a line Drawne south One hundred and sixteene pches to a marked white Oake in the line of the land of Anthony Salloway by a slash side bounding on the south with the said Sallowayes land and Running west and by North for the length of One hundred ninety six pches to a marked Oake being the Corner Tree of the said Sallowayes land, bounding on the West with a line Drawne North to the land of Wells fifty perches bounding on the North with the said Land running Easte and by North one hundred and ninety five pches to the first marked Oake Conteyning by Estimacōn one hundred acres more or lesse as also all that other

Liber M M pcell of land comonly called or Knowne by the name of Wells hills lyeing and being in Ann Arundell County aforesayd in the branches of fishing Creeke beginning at a marked Oake standing upon a hill the said Oake being a Corner Tree of the land of Anthony Salloway and Running south by the said Sallowayes line Eighty perches to a marked Poplar being a forked Tree then by a line drawne west thirty pches to a marked Chestnut Tree then by a line Drawne North from the said Chestnut for the length of three hundred and Twenty pches to a marked Red Oake bounding on the North with a line Drawne Easte two hundred and ninety pches to a marked Chestnut Tree standing in the line of the land aforesayd called little Wells bounding Easte and south with the land of Anthony Salloway to the first marked Oake Containing by Estimation foure hundred and Twenty acres more or lesse with the appurtenances to have and to occupy to him & his assignes from the feaste of the Annunciacoñ of the blessed Virgin Mary then last past untill the full end & Terme of five yeares to be Compleate and Ended by vertu of which said Demise the aforesayd ffancis Holland into the said Seuerrall pcells of land with the appurtenances did Enter and was thereof possessed, and he the said ffancis being so possessed thereof, the aforesayd Henry Beedle and Sophia his wife afterwards to wit the Twelveth day of November in the forty first yeare of the Dominion of Caecilius &c by force and Armes the said Seu'all pcells of land with the appurtenances w^{ch} the aforesayd George Wells to him the said ffancis Holland in forme aforesayd Demised for the Terme aforesayd w^{ch} is not yet paste did Enter and him from the said pcell of land with the apptnces did Eject and other harmes to him did doe to the greate damage of him the said ffancis and against the peace &c whereupon he saith he is

p. 90 Damnyfied and hath losse to the vallue of three hundred pounds sterling and thereupon he bringeth his suite.

And they the said Henry and Sophia by John Morecroft their Attorney come & Defend the force and injury when &c and they the said Henry and Sophia say that they are in no wise guilty of the trespas and Ejectm^t as the said ffancis above there hath Declared and of this they put themselves upon the Country and the said ffancis likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt} Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came aswell the said ffrancis Holland by Kenelm Chiseldine his Attorney as the said Henry Beedle and Sophia his wife by John Morecroft their Attorney and the Juro^{rs} of that Jury likewise came to wit Thomas Simson Tobyas Miles Tho ffrancis Justinian Tennison Richard Bayley Joseph Brough Thomas Marsh Robert Burle Joshua Doyne Thomas Vaughan John Hollins and Richard Smith. who to say the truth in the p^rmisses being elected tryed & sworne & the proofes and Evidences being heard of both sides the said Juro^{rs} retired from the barre to consider of their verdict in that behalfe, and the sayd Juro^{rs} immediately Retorning into Co^{rt} and being Respectively called Every man answered to his name and they Declaring they were agreed of their verdict the said p^r ffrancis Holland was called to appeare to the sayd verdict but he appeared not wherefore it is considered by the Co^{rt} that a nonsuite be awarded against the said ffrancis Holland upon Evidence given and that the said Henry Beedle & Sophia his wife Recover ag^t the said ffrancis holland the sume of pounds of Tobacco for their costs and Charges in this behalfe Expended, and the said ffrancis be in mercy for his false complainte.

Henry Spry } Hugh ffrench late of Charles County planter was
ag^t } attached to answer unto Henry Spry of a plea of
Hugh ffrench } trespass upon the case.

And whereupon the said Henry by John Morecroft his Attorney complaineth that whereas the said Hugh the 23th day of ffebruary in the 40th yeare of the Dominion of Caecilius &c brought received and had of the said Henry one servant man for sixteene hundred pounds of Tobacco one fidd of Malossus for Eight hundred pounds of Tobacco in all amounting to Two Thowsand foure hundred pounds of Tobacco In consideration whereof the said Hugh did assume upon himself and to the said Henry did then and there faithfully pmise that the said Hugh the said sum of Two Thowsand foure hundred pounds of Tobacco to him the said Henry well and truly when thereunto Required would satisfy and pay notwithstanding w^{ch} the said Hugh his said promise and assumpcōn little regarding, but Devising and fraudulently intending him the said Henry of the said sume of Two Thowsand and foure hundred pounds of Tobacco to Defraud the said sume of 2400^l Tob to him the said Henry according to his promise and assumption so as aforesaid made hath not payd but the same to him to pay doth altogether refuse to the greate Damage of him the said Henry whereupon he saith he is Damnyfied and hath losse to the vallue of Three Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said Hugh by Robert Carvile his Attorney comes and

Liber M M

p. 91

Liber M M Defends the force and injury aforesayd when &c and saith that he did not promise or assume upon himself in manner and forme as the said Henry hath above Declared ag^t him and of this he puts himself upon y^e Country and the said Henry likewise.

Therefore comaund is given to the Sheriff of St Maryes County that he Cause to come before the Justices of the Provincial Co^{rt} at the Citty of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt} Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary Adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoque Domini 1673. came aswell the said Henry Spry by John Morecroft his Attorney as the said Hugh ffrench by Robert Carville his Attorney and the Juro^{rs} of that Jury likewise came to wit Thomas Alanson Morgan Jones Philip Baggeas Nicholas Carre Curtis ffletcher Thomas Knighton John Bayley Bryan Dayley Abraham Roades Patrick fforrest ffancis Wyne and William Harper who to say the truth in the p^rmises being Elected tryed & sworne and the Court making full Examinacōn into the p^rmises, and the Defend^t pleaded that he had past a bill for the sd Debt, and the p^{lt} owning the same but that he had lost it, and so was forced to sue upon an assumpsit It was by the Co^{rt} here considered that the said Henry Spry Recover against the said Hugh french the said sume of Two Thowsand foure hundred pounds of Tobacco his Debt aforesayd, and that Each pson beare his owne Charges and that Henry Spry pay the Jury Tenn pounds of Tobacco p man so both ptyes were by the Court here dismist without further day.

p. 92 John Goldsmith } A writ of Attachm^t issuing out of this Co^{rt} ag^t
 ag^t } the goods and Chattells of Richard Wicker at the
 Richard Wicker } suite of John Goldsmith and the Sheriff having
 Retorned the said writ of Attachm^t Executed and apprayed by
 John Grace & John Rosewell to say three Cowes and Calves at six-
 teene hundred & fifty pounds of Tobacco. one young heifer at Two
 hundred and fifty pounds of Tobacco. Two Gunns at three hundred
 pounds of Tobacco. Two small Chests without locks at Eighty
 pounds of Tobacco One ould hamacke at forty pounds of Tobacco.
 One peice of a Deare skynn at fiftene pounds of Tobacco. one
 Barrow shoate at fifty pounds of Tobacco one ould shot bagg at
 five pounds of Tobacco. in all amounting to the sume of Two thow-
 sand three hundred and ninety pounds of Tobacco, w^{ch} said Goods
 remaine in the hands of the Sheriff of St Maryes County.

And now here at this day to wit the Twelveth day of November

in the 42th yeare of the Dominion of Caecilius &c Annoq; Domini 1673. came the said John Goldsmith together with Nehemiah Blackiston his security and Did enter into Recognizance to the Lord Proprietary in the sume of five Thowsand pounds of Tobacco to be leavyed &c if Wicker Doe appeare or any for him and Disprove y^e Judg^t in a yeare and a day, then that the said John Gouldsmith shall make good the vallue of the goods apprayed as aforesayd according to the forme of a certeine Act of Assembly in that case provided:

Whereupon It is by the Court ordered that the Sheriff of St Maryes County Deliver unto John Gouldsmith or his ord^r the goods aforesayd w^{ch} were of the aforesayd Richard Wicker, and were by the said Sheriff by vertu of the said attachm^t attached, and for his so doeing this shalbe his warrant.

Henry Beedle & Sophia his wife	} George Wells late of Baltemore
ag ^t	
George Wells	} County gentl was attached to
	} answare unto Henry Beedle and
	} Sophia his wife Executrix of the
	} last will and Testam ^t of Richard
	} Wells Deceased of a plea of
	} Trespas upon the case.

And whereupon the said Henry and Sophia by John Morecroft their Attorney Complaine that whereas the said Richard Wells in his life time to wit the seaventh day of ffebruary in the yeare of our Lord God One Thousand six hundred and Seaventy at the instance and Request of him the said George had Disburst payd and laid out for and on the behalfe of the said George to seu'all psons Seu'all sumes of Tobacco due from him the said George And whereas also the said George had bough[t] had and Received of him the said Richard in his life time to wit the said Seaventh day of ffebruary in the yeare of our Lord One Thowsand six hundred & Seaventy aforesd Seu'all goods and Marchandizes all w^{ch} in the whole amount to the sume of forty foure Thowsand two hundred fifty and Seaven pounds of Tobacco, and whereas likewise the said George the same day and ye[ar]e at the instance and Request of him the said Richard in his life time, and for his behoofe had Disbursed payd and laid out Seu'all sumes of Tobacco due to seu'all psons from him the said Richard, and had then also sould and Delivered to him the said Richard in his life time seu'all goods & Marchandizes all w^{ch} in the whole amount to the sume of thirty three thowsand two hundred forty two pounds of Tobacco. In consideraçon whereof the said George did then and there assume upon himself, and to the said Richard in his life time did faithfully promise that he the said George would well and truly satisfy and pay to him the said Richard when thereunto required all such sumes or sumes of Tobacco as

Liber M M

p. 93

Liber M M he the said Richard his Disbursem^{ts} for and on the behalfe of the said George should amount unto and Exceed the Disbursem^{ts} of him the said George by him on the behalfe of the said Richard so disbursed as aforesayd. And they the said Henry and Sophia in fact say that the Disbursem^{ts} of the said Richard in his life time for and on the behalfe of the said George did and Doe amount to and Exceed the sumes by y^e said George for and on the behalfe of him the said Richard in his life time disbursed the sume of Eleaven Thowsand and fiteene pounds of Tobacco as they the said Henry and Sophia by wayes and meanes convenient can make appeare. Notwithstanding the said George his promise & assumption so as aforesayd to him the said Richard in his life time made little regarding but Devising and fraudulently intending him the said Richard in his life time and the said Sophia after the death of the said Richard, to whom Execution of the Testam^t of the said Richard was committed, and them the said Henry and Sophia after the marriage betweene them Celebrated the said sume of Eleaven Thowsand and fiteene pounds of Tobacco to Defraud the said Sume of Eleaven Thowsand and fiteene pounds of Tobacco to him the said Richard in his life time, nor to the said Sophia whilst she was sole, nor to them the said Henry & Sophia after the marriage betweene them Celebrated although often thereunto Required hath not satisfied but the same to satisfy doth altogether refuse, in the Retardacoñ of the Execution of the Testam^t aforesayd, whereupon they say they are Damnified and have losse, to the vallue of Twenty Thowsand pounds of Tobacco, and thereupon they bring their suite and they bring here into Co^{rt} the said Testam^t of him the said Richard whereby it may appeare to y^e Co^{rt} here that the said Sophia is Executrix of the Testam^t of the said Richard and thereof hath the Administration.

And the aforesayd George by Mathew Ward his Attorney cometh and Defendeth the wrong and injury aforesayd when &c and saith that he did not assume and promise in manner and forme as the
 p. 94 said Henry & Sophia above against him have Declared and of this he puts himself upon the Country and the said Sophia and Henry likewise

Therefore Comaund is given to the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Court twelve &c by whom &c who neither &c because as well &c to Recognize &c and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said Twelveth day of November in the 42th yeare of the

Dominion of Caecilius &c Annoq Domini 1673. came aswell the Liber M M
 said Henry Beedle & Sophia his wife by John Morecroft their
 Attorney as the said George Wells by Mathew Ward his Attorney
 and the Juro^{rs} of that Jury likewise came to wit William Slade John
 Askun John Creycroft William Baker John Camell Thomas Warner
 John Nuthall Thomas Vaughan Thomas Gannt Richard Smith John
 Gittings and Thomas Doxey who to say the truth in the p^rmisses
 being elected tryed and sworne upon their oathes doe say that they
 finde for the Defend^t wth costs of suite wherefore it is considered
 by the Co^{rt} here that the said George Wells Recover ag^t the said
 Henry Beedle & Sophia his wife the sume of
 pounds of Tobacco for his costs and Charges in this behalfe Ex-
 pended and the said Henry and Sophia be in mercy for their false
 complaint and that the said George goe thereof without day.

Mr Carville

11th Nov: 1673

I pray appeare for me at the suite of John Charlesworth in a plea
 of Trespas on the case, take copy of the Declaration and put in such
 plea thereunto as you shall thinke fit and for soe doeing this shalbe
 your warr^t

To Mr Robert Carville one of the
 Attorneys of y^e Provincial Co^{rt}
 at St Maryes John Baker

Yo^r loving frend
 The marke of
 Mathias + Decosta.

Thomas Jones } Mathew Nelson late of Calvert County was at-
 ag^t } tached to answe unto Thomas Jones one of the
 Mathew Nelson } Attorneys of this Co^{rt}, according to the libertyes
 and previledges &c in a plea of Trespas on y^e case.

And whereupon the said Thomas in his pp^rson sayth that the
 said Mathew being about the 21st day of Aprill in the yeare of our
 Lord 1671 indebted to the said Thomas in the sume of Twelve hun-
 dred pounds of Tobacco did in consideracoⁿ thereof assume upon
 himself and to the said Thomas faithfully promise that he the said
 Mathew the said sume of Twelve hundred pounds of Tobacco to
 him the said Thomas when thereunto Required would well and
 truly pay yet notwithstanding the said Mathew his promise and
 assumption aforesayd little regarding but Devising and fraudulently
 intending him the said Thomas in this behalfe to Deceive the said
 sume of Twelve hundred pounds of Tobacco to him the said Thomas
 though often thereunto required hath not payd but the same to him
 to pay hath hitherto Denied and as yet doth Deny, whereupon he
 saith he is Damnified and hath losse to the vallue of Two Thowsand
 pounds of Tobacco and thereupon he bringeth his suite. p. 95

And the said Mathew by John Rousby his Attorney cometh and
 defendeth the wrong and injury aforesayd when &c and saith that
 he did not promise & assume upon himself in manner and forme as

Liber M M the said Thomas hath above Declared ag^t him and of this he puts himself upon the Country, and the said Thomas Jones likewise

Therefore Comaund is given to the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt} twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes. At which said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjourned untill the next day being the Twelveth day of the same November.

At w^{ch} said twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came aswell the said Thomas Jones in his pp pson as the said Mathew Nelson by John Rousby his Attorney and the Juro^{rs} of that Jury likewise came to wit Thomas Knighton Thomas Griffen Curtis fletcher William Baker Abell James John Waghob Leonard Greene Thomas Courtney Abraham Roades Joseph Brough John Bayley and Vincent Atchinson who to say the truth in the p^rmises being elected tryed and sworne and having heard the proofes of both sides Retired from the barre to consider of their verdict and retorning immediately into Co^{rt} againe to Deliver up their verdict & the ptyes being called to heare y^e the same the defend^t appeared not yet notwithstanding the Co^{rt} Demaunding their verdict the said Juro^{rs} upon their oathes doe say that they finde for the pⁿ his debt with costs of suite. wherefore it is considered by the Co^{rt} here that the said Thomas Jones Recover ag^t the said Mathew Nelson aswell the said sume of Twelve hundred pounds of Tobacco his debt aforesayd as also the sume of One thousand and eight pounds of Tobacco for his costs & Charges in this behalfe Expended and the said Mathew in mercy &c.

p. 96 Nicholas Carre & Sarah his wife } Toby Miles late of Calvert County
ag^t } planter was Attached to answer
Toby Miles } unto Nicholas Carre and Sarah his
wife of a plea of Trespas.

And whereupon the said Nicholas and Sarah by John Morecroft their Attorney Complay[ne] that whereas by the Law & Custome of the nation of England Every man is alwayes bound safely and securely to Keepe his Cattle and Chattells least by Cattle to men & women living Creatures & Chattells hurt or damage should any wayes happen to his Neighbo^{rs}. Notwithstanding the said Tobyas the 28th day of ffebruary in the yeare of our Lord 1670 at the Clifts in Calvert County aforesayd by force and armes Knowingly did Keepe a certeine Dog accustomed to byte people, and so negligently and unduly did Keepe that dog that the said Dog the said Eight &

Twentieth day of february in the yeare aforesayd the said Sarah the wife of the said Nicholas did byte and her the said Sarah did Teare and greivously wound of w^{ch} wounds she did a long time languish whereby the said Nicholas did Expend diverse and greatesumes in and about the curing of the said wounds, and other Enormities did then & there doe to the greate damage of them the said Walter & Sarah and Contrary to the peace & whereupon they say they are Damnified and have losse to y^e vallue of foure Thousand pounds of Tobacco and thereupon they bring their suite. Liber M M

And the said Tobyas Miles by George Parker his Attorney doth come & defend the force and injury when &c and saith that he is in no wise guilty of the p^rmises in manner & forme as the p^t in his Declaration hath Declared and of this he puts himself upon the Country and the said Nicholas and Sarah likewise.

Therefore comaund is given to the Sheriff of St Maryes County that he Cause to come before the Justices of the Provincial Co^rt at the City of St Maryes the Eleaventh day of November next being the first day of y^e same Co^rt twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes. At w^{ch} said Eleaventh day of November the Provincial Court aforesayd was by the writ of Adjournm^t of the said Lord Proprietary adjournes untill the next day being the Twelveth day of the same November.

At w^{ch} said twelveth day of November in the 42th yeare of the Dominion of Caecilus &c Annoq^{ue} Domini 1673. came aswell the aforesayd Nicholas Carre & Sarah his wife by John Morecroft their Attorney as the said Toby Miles by George Parker his Attorney and the Juro^{rs} of that Jury likewise Came to wit Demetrius Cartwright John Hollins Henry Spry William Watts Richard Whitley George Charlesworth Edward Wincles William Whittle Henry Beedle Thomas Courtney Thomas Bennet & John Barbour who to say the truth in the p^rmises being elected tryed & sworne upon the oathes doe say that they finde for the Defend^t with costs of suite. wherefore it is Considered by the Co^rt here that the said Toby Miles Recover, ag^t the said Nicholas Carre and Sarah his wife the sum of _____ pounds of Tobacco for his costs and Charges in this behalfe vexatiously Expended and that the said Nicholas & Sarah lose their writ and be in mercy for the false complainte and the Court doe ord^r the Jury to be payd One hundred & Twenty pounds of Tob a peice in all 1440^l Tob for their attendance.

Thomas Knighton of Ann Arundell County gent^l being subpenaed this Co^rt as a witnes between Henry Beedle & Sophia his wife p^{ts} and George Wells defend^t on the behalfe of the said Wells petitions the Co^rt for his Charges this Co^rt and the last Co^rt being then also subpenaed. The Co^rt Examining the matter how long he

Liber M M had attended, It is by the Co^{rt} ordered that the said M^r George Wells pay unto the said Thomas Knighton foure hundred sixty Eight pounds of Tobacco for his Charges in this behalfe Expended.

Henry Phipps } Comaund was given to the Sheriff of Ann Arundell
ag^t } County that he take Thomas Marsh late of Ann
Thomas Marsh } Arundell County gent^l and him safely Keepe so
that he have his body before the Justices of the Provincial Co^{rt} to be held at the City of St Maryes the Eleaventh day of November next to Render to Henry Phipps Adm^r of the goods and Chattells of Edward Maynard Deceased his Reasonable account of the time in which he was Receiver of the goods of him the said Edward in the life time of the said Edward whereupon in the same Court it is considered of that the said Thomas Marsh shall account with the said Henry and that he should have then and there the same writ, At w^{ch} said Eleaventh day of November the Provincial Court was by a writ of Adjournm^t of the said Lord Proprietary adjourned untill the Twelveth day of the same November, At w^{ch} said day came the said Henry Phipps by John Morecroft his Attorney and the said Thomas Marsh by Henry Stocket high sheriff of the said County brought here into Co^{rt} It is by the Court this day ordered in p^rsence of the Attornyes of both sides that M^r Thomas Dent and M^r Christopher Rousby be and are hereby apointed audito^{rs} to audite state & Examine the account of the said Thomas Marsh w^{ch} to rend^r to the said Henry Phipps he ought And that the said Audito^{rs} meete at St Maryes on Thursday the Twentieth day of November next to audite the said account, and that the said Thomas Marsh doe then and their attend the said audito^{rs}, and so doe attend from day to day untill the said account shalbe fully stated by the said audito^{rs}, And the said Justices Doe hereby Empower the said audito^{rs} to administer oath or oathes to any witnesses that shalbe pduced before them on either pt. And the said account when audited and stated betweene y^e said ptyes that the said audito^{rs} Retorne unto the said next Provincial Court under their hands and seales and for their pceedings herein this shalbe their warrant.

Comission issued according to the effect and force of the foregoing ord^r to Thomas Dent & Christopher Rousby gent^l to audite the acc^{ts} aforesayd.

The 17th November 1673.

Came John Garnish of St Maryes County and Desired the Eare marke of his Cattle and hoggs might be Entred upon Record w^{ch} is as followeth (vizt) Cropt and slit on the Right Eare, and Cropt on the left eare.

said Mr George
hundred sixty
half Expended

Tho: Jones } Mathew Nelson late of Calvert County was at- Liber M M
ag^t } tached to answer unto Thomas Jones one of the
Mathew Nelson } Attorneys of this Co^{rt} according to the libertyes
and priviledges allowed &c in a plea of Trespas on
the case.

And the said Thomas Jones in his pp pson saith that he the said Jones upon the earnest importunity of the said Mathew Nelson on p. 98 the one and Twentieth day of Aprill in Annamessex River in Somerset County & in y^e 39th year of the Dominion of Caecilius &c Anno^q Domini 1671 did Deliver to the said Mathew Nelson one white Gelding or horse with saddle and bridle to be necessarily used and Kept by him y^e sd Nelson in good Condicion without p^rjudice In considera^{co}n whereof the said Nelson upon himself did assume and to the said Jones did faithfully pmise that he the said Nelson necessarily useing the said horse would finde and allow the said horse sufficient foode, and at the first and next arrivall of the said Jones into this Province from England he the said Nelson would Retorne the said horse in good Condicion with bridle & saddle to him the said Jones or his ord^r and the said Jones arriving into this Province from England in Som^rset County aforesayd on the 25th day of March last past and making Demaund of y^e said horse with bridle & saddle according to the agreem^t betwixt him the said Jones & the said Nelson. The said Nelson his promise and assumption little Regarding but fraudulently intending to Deceive him the said Jones of the said horse with bridle and saddle aforesayd though often thereunto Required did not Deliver the said horse with bridle & saddle to the said Jones his ord^r according to his pmise and assumption aforesayd and as yet doth refuse to Deliver the said horse with bridle and saddle as aforesayd whereupon the said Jones saith he is Damnyfied and hath losse to the vallue of five Thowsand pounds of Tobacco and thereupon he brings his suite.

And the said Mathew by John Rousby his Attorney cometh and Defendeth the wrong and injury aforesayd when &c and saith that he did not promise and assume upon himself in manner and forme as the said Thomas hath above Declared against him and of this he puts himself upon the Country and the said Thomas Jones likewise.

And now here at this day to say the Twelveth day of November in the 42th year of the Dominion of Caecilius &c Anno^q Domini 1673. the said Thomas Jones being called to psecute his plainte ag^t the said Mathew Nelson appeared not wherefore it is considered by the Court here that a nonsuite be awarded ag^t the said Thomas Jones and that the said Mathew Nelson Recover ag^t the said Thomas Jones the Sum^e of six hundred Sixty & six pounds of Tobacco for his costs and Charges in this behalfe Expended and the said Thomas in mercy &c.

Liber M M John Prat } Rule passed in this Cause that the Defend^t pleade by
 ag^t } Munday morning or Judg^t to be awarded ag^t him by
 Tho: Philips } Default; the Defend^t filed his plea in time wherefore
 y^e Cause continued untill the next Co^rt.

Edmond Lister } Thomas Momford late of St Maryes County
 ag^t } Marchant was attached to answer unto Edmond
 Thomas Momford } Lister gentl wherefore by force and Armes One
 Island called the ffolly conteyning five hundred and fifty acres of
 land in County w^{ch} William Thomas to the said Edmond
 did Demise for a Terme w^{ch} is not yet paste did Enter and him the
 said Edmond from his farme aforesayd did Eject and other Enormi-
 p. 99 ties to him did there doe to the greate Damage of him the said
 Edmond and Contrary to the peace &c

And whereupon the said Edmond by John Morecroft his Attorney
 complaineth that whereas the said William Thomas the sixth day of
 July in the fortieth yeare of the Dominion of Caecilius &c Annoq
 Domini 1672 had Demised to the said Edmond the Tenem^{ts} afore-
 sayd with the appurtenances to have and to hould to the said Edmond
 & his assignes from the ffeaste of St Michael the Arch Angell laste
 paste to the ende Terme of five yeares from thence next ensueing
 fully to be compleate and Ended by vertu of w^{ch} Demise the said
 Edmond into the Tenem^{ts} aforesayd with the apptn^{ces} did Enter
 and was thereof possessed and so thereof being possessed the said
 Thomas Momford afterwards to wit the said sixth day of July in
 the 40th yeare of the Dominion of Caecilius &c aforesayd into the
 Tenem^{ts} aforesayd with the apptn^{ces} w^{ch} the said William to the
 said Edmond informe aforesayd had Demised for the Terme afore-
 sayd w^{ch} is not yet paste with force and armes and did Enter and
 him the said Edmond from his farme afores^d did Eject and other
 Enormities to him did there doe to the greate damage of him the said
 Edmond and Contrary to the peace &c whereupon he saith he hath
 damage and is the worse to the vallue of Tenne pounds sterling,
 and thereupon he bringeth his suite.

And the said Thomas Momford by Kenelm Chiseldine his At-
 torney comes and Defends the force and injury when &c and the
 said Thomas prayeth Delay thereof untill the first day of the next
 Co^rt, and the same day is given to both ptyes.

At w^h day that is to say the Eighth day of Aprill in the 41th yeare
 of the Dominion of Caecilius &c Annoq Domini 1673. It is by the
 Co^rt ordered by consent of John Morecroft Attorney of the pⁿ and
 Kenelm Chiseldine Attorney for Philip Shapleigh late of Som^rset
 County gentl that the said Philip shalbe admitted defend^t who shall
 appeare without Delay by his Attorney aforesayd and shall Receive
 a Declaration and pleade the gen^lall issue thereunto this Co^rt and
 to the tryall thereof shall appeare in his pp pson or by his Councell

or Attorney and acknowledge the Demise Entry and actual Expulsion or in Default thereof Judgem^t shalbe entred ag^t the Defend^t Thomas Momford the casual Ejecto^r but any further prosecution against him shalbe spared untill the said Philip in any of the p^rmises shall make Default And by the Consent of the Councell It is further ordered by the Co^{rt} that the said Philip shall take no Advantage ag^t the pⁿ for not psecuting occasioned by his Default but the said Philip shall pay to the pⁿ the costs by the Co^{rt} to be Taxed thereupon and it is further ordered that the Lessor p^{ft} shalbe Chargeable wth the paym^t of the Defend^{ts} costs by the co^{rt} allowed by any meanes taxed & adjudged. and now here at this day to say the 12th day of November in the 42th year of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. according to y^e above ord^r a new Declaration was filed and the Cause continued untill the next Co^{rt}

Liber M M

Jonathan Sybrey } Jeremiah Eaton late of Kent County and Mary
ag^t } his wife Administratrix of the goods and Chattells
Jeremiah Eaton } of Thomas Ingram late of the said County deceased were summoned to answe^r unto Jonathan Sybrey of a plea that they Render unto him the sume of thirty Thowsand pounds of Tobacco w^{ch} from him they unjustly Deteyne.

p. 100

And whereupon the said Jonathan by Vincent Lowe his Attorney saith that whereas the said Thomas Ingram together with John Wright as his security in the life time of the said Thomas to wit the 23th day of January in the yeare of our Lord 1667 by their certeine bond or writing obligatory sealed with the seales of them the said Thomas and John and here in Co^{rt} pduced whose date is the day and yeare abovesd did acknowledge themselves to owe and stand indebted to the said Jonathan in the sd sum of thirty Thowsand pounds of good sound and marchantable Tobacco in leafe and Casque according to Act of Assembly and for the true & Just paym^t well and truly to be made and done they did binde themselves their heires Executo^{rs} and Adm^{rs} Jointly and seu^rally for the whole and in the whole 30000^l Tob aforesyd Yet the said Thomas Ingram and John Wright in the life time of the said Thomas and the said John and Mary while the said Mary was sole and the said John and Jeremiah & Mary since the Inter-marriage of the said Jeremiah & Mary although often Demanded the abovesayd sume of 30000^l Tob have not Rendred to him the said Jonathan but the same to Render unto him have Denied and the aforesayd Jeremiah and Mary his wife the same to him as yet to Rend^r doe deny and unjustly deteyne whereupon he saith he is Damnyfyed and hath losse to the vallue of 40000^l Tob and thereupon he bringeth his suite.

And the said Jeremiah and Mary his wife by John Morecroft their Attorney come and Defend the force and injury when &c and pray the hearing of y^e said writing obligatory and it is Read unto them

Liber M M and they likewise pray y^e hearing of y^e Condition of the said writing obligatory and it is also Read unto them in these words The Condition of this obligation is such that if the above bound Thomas Ingram & John Wright or either of them or their heires or assignes doe well & truly pay or cause to be payd unto the aforesayd Jonathan Sybrey or his heirs or assignes the yearly Rent of six Thowsand five hundred pounds of good sound Marchantable Tobacco and Caske according to act of Assembly with Conveniency upon the Island of Kent so that the said Rent be yearly satisfied by the Tenth day of Decem^b for the full Terme of three yeares next Ensueing as appeares at large in a graunt from the said Sybrey and his wife to the said Thomas Ingram and bearing date. with these p^rsents more fully appeareth and also to observe and Keepe the Covenants conteyned in the said Deed according to agreem^t then this p^rsent obligation to be voyd and of none Effect otherwayes to stand in full force power and vertu in Law Dated the 23th day of January 1667 as witnes their hands and seales w^{ch} being Read and heard the said Jeremiah & Mary his wife pray liberty of speaking thereunto untill the first day of the next Provincial Cor^t being the Eighth day of Aprill next and the same day is given to both ptyes. At w^{ch} said Eighth day of Aprill came the said Jonathan Sybrey by his said Attorney and offered himself ag^t the said Jeremiah and the said Jeremiah by his Attorney came likewise and the said Jeremiah and the said Mary say that they by vertu of the said writing of the said Debt in the said writing mentioned ought not to be burthened because

p. 101 they say that the said Thomas Ingram in his life and the said Mary after his death whilst she was sole and the said Jeremiah and Mary after the Espowsall's betweene them hath well and truly pformed all and Every the Coven^{ts} in the said Graunt conteyned & pray the hearing of the said Graunt and the said Jonathan may his breach therein assigne.

And the said Jonathan saith that he ought not to be barred from having his accoⁿ aforesayd for that the said Thomas Ingram in his life time nor the said Mary & Jeremiah since his Death have not pformed the Coven^{ts} in the said bond and graunt conteyned as the said Jonathan can make appeare to this Co^{rt} but they say they cannot pduce the sd graunt being only a lease for three yeares of w^h no Counterp^t was Ever made and the Originall Delivered to the said Thomas Ingram and now is in the Custody of the said Jeremiah and Mary and by him Deteyned and this he prayes may be inquired by the Country.

And now here at this day to wit the Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Anno^q Domini 1673 the Co^{rt} making Examination into the business the p^r suffered a non suite wherefore it is considered by the Co^{rt} that the said

Jeremiah Eaton & Mary his wife Recover ag^t the said Jonathan Sybrey the sume of _____ pounds of Tobacco for their costs and Charges in this behalfe Expended and that the said Jonathan have no benefit by his writ but be in mercy for his false complaint & that the said Jeremiah & Mary goe thereof wthout day. Liber M M

John Quigley } In this Cause a non suite was awarded ag^t the p^t
ag^t } and therefore it is Considered by the Co^{rt} that the
George Brewer } said George Brewer Recover ag^t the said John
Quigley the sume of _____ pounds of Tobacco for his costs and Charges in this behalfe Expended and the said John in mercy &c.

Thomas Doxey } Thomas Griffin late of St Maryes County Attorney
ag^t } of Henry ffinch of Bristol Marchant was sumōned
Thomas Griffin } to answee unto Thomas Doxey in a plea that he
the said Henry ffinch Rend^r unto him one man or
woman Servant w^{ch} to him he oweth and unjustly
Deteineth

And whereupon the said Thomas Doxey by Kenelm Chiseldine his Attorney saith that whereas the said Henry ffinch upon the 11th day of Aprill in the yeare of our Lord 1670, did by his certeine writing obligatory sealed with the seale of the said Henry here in Co^{rt} pduced whose date is the day & yeare abovewritten did Covenant bargaine and Ingage himself unto the said Thomas Doxey of the County of St Maryes to send or consign unto y^e sd Doxey in one man or woman servant being aged betwixt sixteene & thirty yeares of age upon Consideracōn that the aforesayd Doxey doth Deliver or pay unto me or my assignes foure hundred pounds of sound Marchantable Tobacco and I the said Henry ffinch doe engage to send the servant before the Twenty fifth of March next Ensueing the date hereof Notwithstanding w^{ch} the said Henry ffinch though often thereunto Required the said man or woman servant according to the Teno^r of the said writing hath not consigned or Delivered unto him the said Thomas Doxey but endeavoring and fraudulently intending him the said Thomas Doxey the same to Deceive and Defraud to him the said Thomas hath and still doth Deny the same to Deliver to the Damage of the said Thomas Doxey six Thowsand pounds of Tobaccho and thereupon he bringeth his suite. p. 102

And the said Thomas by Robert Carville his Attorney cometh and defendeth the force and injury when &c and saith that the said Thomas Doxey his accōn aforesayd ought not to have because he saith he is not Attorney of the said Henry ffinch as by the said

Liber M M Declaracōn is above alledged and of this he puts himself upon the Country.

And the said Thomas Doxey saith that he the said Thomas his accōn aforesayd ought not to be Debarred because he saith that the said Thomas Griffin is Attorney of the said Henry ffinch and of this he puts himself upon the Country.

And nowhere at this day to wit the twelveth day of November in y^e 42th yeare of the Dominion of Caecilius &c Annoq Domini 1673. came the said Thomas Doxey by the said Kenelm Chiseldine his Attorney and offered himself agt the said Thomas Griffin of and upon the premises and the said Thomas Griffin appeared not but made Default wherefore it is considered by the Co^{rt} here that the said Thomas Doxey Recover agt the Estate of the said Henry ffinch Remaining in the hands of the said Thomas Griffyn his Damages aforesayd as also the sume of _____ pounds of Tobacco for his Costs & Charges in this behalfe. Expended and the said Thomas Griffin in mercy &c.

Elizabeth Story } Comaund was given to the Sheriff of Charles
agt } County that whereas Elizabeth story hath at a Pro-
Josias ffendall } vincial Co^{rt} held at St Maryes y^e 8th of ffeb 1669
obtained Judgt agt Josias ffendall for foure thowsand sixty one
pounds of Tob debt & five hundred thirty nine pounds of Tob costs
for w^h Execution is not yet issued therefore to comaund y^e sd
Sheriff that by good & honnest men of his Baliwick he make Knowne
to y^e sd Josias to be before y^e Justices of y^e Provinciaall Co^{rt} the
Eleaventh day of November next to show cause if any he had why
Execution should not issue agt him for y^e sd Judgt. At w^{ch} day
the sd Sheriff Retornes he had made Knowne to y^e sd Josias by
Thomas Lomax & Mathew Stone lawfull men of his County as by
the sd writ he was Comaunded, and now at this day y^e 12th day of
November 1673 before y^e sd Justices appeared y^e sd Josias by Robert
Carvile his Attorney and the p^{nt} suffered a nonsuite their being a
mistake in y^e writ she being long since married to one Henry Bonner
in whose name y^e sd writ should have issued It is therefore consid-
ered by the Co^{rt} here that the sd Josias Recover agt the sd Eliza-
beth the sume of _____ pounds of Tob costs, and
the said Elizabeth in mercy &c

p. 103 Curtis ffletcher } The p^{nt} having filed no Declaration the Defend^t
agt } craved a nonsuite wherefore ordered by the Co^{rt} that
John Pollard } a nonsuite be awarded agt him It is therefore consid-
ered by the Co^{rt} that the said John Pollard Recover agt the said
Curtis ffletcher the sume of _____ pounds of To-
bacco for his Costs and Charges in this behalfe Expended and the
said Curtis ffletcher in mercy &c.

George Diamont
ag^t
Cornelius Carmial } This Cause by Consent of the Attorneys of both **Liber M M**
sides continued untill the next Provincial Co^{rt}.

Curtis fletcher
ag^t
Edward ffitzherbert
& Caleb Baker } Edward ffitzharbert Esq and Caleb Baker late
of St Maryes County Executo^{rs} of the last will
and Testm^t of William Hattoff deceased was
attached to answere unto Curtis fletcher in a
plea of Trespas upon the case

And whereupon the said Curtis by Kenelm Chiseldine his Attorney Complaineth that whereas the said William Hatoff upon the first day of May in the 40th yeare of the Dominion of Caecilius &c and in the yeare of our Lord 1671 stood indebted to the said Curtis for Eight moneths storage and Diat for himself and foure moneths diat for one that Tended upon him as also for seu'all other accomodations Received at the house of him the said Curtis together with seu'all goods and Marchandizes all bought had received and Delivered at Diverse dayes and times to wit from the first day of May in the yeare aforesayd untill the day of December in the same yeare a pticuler whereof is here in Co^{rt} produced amounting to the sume of five Thowsand five hundred forty Seaven pounds of Tobacco. In Consideracōn whereof the said Willm did assume upon himself and to the said Curtis did faithfully promise, that he the said William when thereunto Required the said sume of five Thowsand five hundred forty Seaven pounds of Tobacco to him the said Curtis would well and truly content & pay, Notwithstanding which the said William the said sume of 5547^l Tob in his life time hath not payd though required, Nor they the said Edward & Caleb Executor^s of the last will and Testam^t of the said William though often thereunto Required Since his death hath not payd but the same to pay altogether denyes, whereupon the said Curtis saith he is Damnified Seaven Thowsand pounds of Tobacco & thereupon he bringeth his suite.

And the said Edward and Caleb by John Morecroft their Attorney doe come and Defend the force and injury when &c and say that the said Edward & Caleb have fully administred all and singuler the goods and Chattells w^{ch} were of the said William at the time of his death and nothing have of the goods that were of the said Williams at the time of his Death in their hands to be Administred wherefore they the said Edward and Caleb pray the Judgem^t of the Co^{rt} if the sd Curtis his accōn ought to have against them.

And now here at this day to wit the Twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq Domini 1673. came the said Curtis fletcher by the said Kenelm Chiseldine his Attorney and offered himself ag^t the said Edward & Caleb of & upon the p^rmisses and the said Edward & Caleb apeared not but made

Liber M M Default wherefore it is Considered by the Co^{rt} here that the said Curtis fletcher Recover ag^t the Estate of the said William Hattoff deceased Remaining in the hands of the said Edward and Caleb aswell the said sume of five Thowsand five hundred forty and Seaven pounds of Tobacco his debt aforesayd as also the sume of pounds of Tobacco for his costs and Charges in this behalfe Expended and the said Edward & Caleb in mercy &c.

Garrat Vanswearingen	}	Cornelius Stewart late of Ann Arundell
ag ^t		County was Sumoned to answare unto Gar-
Cornelius Stewart		rat Vanswearingen in a plea that he rend ^r unto him the sume of One Thowsand Two hundred & thirty pounds of Tobacco w ^{ch} to him he oweth & unjustly Deteineth

And whereupon the said Garrat Vanswearingen by Kenelm Chisel-dine his Attorney saith that whereas the said Cornelius the 11th day of March in the year 1673. did binde himself his heirs Executo^{rs} & Adm^{rs} to pay or Cause to be payd unto y^e said Garrat his heirs Executo^{rs} and Adm^{rs} the full and Just Quantity of twelve hundred and thirty pounds of Tobacco to be payd on the Tenth day of Octob^r next Ensueing Notwthstanding w^{ch} the said Cornelius the said sume of Twelve hundred and thirty pounds of Tobacco accord- ing to the Teno^r of his bill hath not payd though often Required but the same to pay Denyes to the Damage of the said Garrat Two Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said Cornelius Steuart by George Parker his Attorney cometh & Defendeth the force and injury when &c & prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} day that is to say the 12th day of November in y^e 42th year of y^e Dominion of Caecilius &c Annoq^{ue} Domini 1673. Came the said Garrat by Kenelm Chiseldine his Attorney and offered him- self ag^t the said Cornelius of and upon the p^rmisses and the said Cornelius appeared not but made Default wherefore It is Considered by the Co^{rt} that the said Garrat Recover ag^t the said Cornelius aswell the sd sume of Twelve hundred and thirty pounds of Tobacco his debt aforesayd as also the sume of pounds of Tobacco for his costs and Charges in this behalfe Expended and the said Cornelius in mercy &c.

Thomas Dawborne	}	}	These two Causes upon writs of Erro ^r are by Consent of Attorneys of both sides con- tinued untill the next Co ^{rt} .
ag ^t			
John Cumber			
Christopher Andrewes			
ag ^t			
Robert Chapman			

Kenelm Chiseldyne } Cornelius Steuart late of Ann Arundell County Liber M M
 ag^t } otherwise called Cornelius Steuart of Baltimore p. 105
 Cornelius Steuart } County in the Province of Maryland by writ of
 privilege was attached to answer unto Kenelm
 Chiseldyne one of the Attornyes of this Cor^t
 according to the libertyes and priviledges &c in
 a plea that he Render unto him the sume of
 fiftene hundred pounds of Tobacco w^{ch} to him
 he oweth & unjustly Deteineth &c.

And whereupon the said Kenelm in his pp pson saith that whereas the said Cornelius the Second day of October in the yeare 1671 by his certeine writing obligatory sealed wth the Seale of the said Cornelius and here in Co^{rt} pduced, whose date is the day and yeare abovementioned did acknowledge himself to owe and stand indebted unto the said Kenelm the sume of fiftene hundred pounds of good Marchantable Tobacco and Casque to be payd to the said Kenelm his heires Executors Adm^{rs} or Assignes upon Demaund and to the paym^t of the same did binde himself his heires Executors and Adm^{rs} firmly by these p^sents Notwithstanding w^{ch} the said Cornelius the said sume of fiftene hundred pounds of Tobacco according to the Teno^r of his said bill hath not payd though often Required but the same to pay Denyes to the Damage of the said Kenelm Two thowsand pounds of Tobacco and thereupon he bringes his suite.

And the said Cornelius by George Parker his Attorney cometh & Defendeth the force and injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} day that is to say the 12th day of Novemb^r in the 42th yeare of y^e Dominion of Caecilius &c Annoq^{ue} Domini 1673. came the said Kenelm Chiseldyne in his pp pson and offered himself ag^t the said Cornelius of and upon the p^mises and the said Cornelius appeared not but made Default wherefore it is considered by the Co^{rt} here that the said Kenelm Recover ag^t the said Cornelius Stewart aswell the said sume of fiftene hundred pounds of Tobacco his Debt afore-sayd as also the sume of _____ pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said Cornelius in mercy &c.

Philip Udall } Henry Mitchell late of the Clifts in Calvert County
 ag^t } planter otherwise called Henry Mitchell in Mary-
 Henry Mitchell } land of Calvert County was summoned to answer
 unto Philip Udall of a plea that he Render unto him the Just and
 full Sume of Three thowsand pounds of good sound bright Tobacco
 & Casque according to content w^{ch} to him he oweth & from him un-
 justly Deteynes.

And whereupon the said Philip by George Parker his Attorney

Liber M M saith that whereas the said Henry Mitchell the 16th day of Novemb^r 1668 by his certeine bill or writing obligatory Sealed with the seale of y^e said Henry & here in Co^{rt} p^rduced whose date is the day and yeare first abovewritten did bynde himself his heires Executo^{rs} Adm^{rs} or assigns to pay unto the said Philip Udall of ffushing his heires Executo^{rs} Adm^{rs} & assigns the full & Just sūme of 3000^l
 p. 106 of good sound bright Tobacco and Casque according to content and furthermore the said Henry Mitchell did firmly binde himself his heires Executo^{rs} Administrato^{rs} and assigns for to transporte the aforesayd sūme of Tobacco to New Yorke and for to pay the freight of the Tobacco and also to Runn the Danger of the Sea, that is to say if the ship should be cast away and also the aforesayd Mitchell did Engage himself to Deliver the said sūme of Tobacco and Caske at the Porte aforesayd and Did Engage himself to send the Tobacco by M^r Hilliard the Tenth day of November next Ensueing the date thereof Notwithstanding the said Henry the said sūme of 3000^l Tob hath not payd and Delivered to him the said Philip though often Required but the same to pay & Deliver hath Refused and still doth Refuse whereupon he saith that he is Damnyfied and hath losse to the vallue of Eight Thowsand pounds of Tobacco and thereupon he bringeth his suite

And the said Henry Mitchell by Vincent Lowe his Attorney cometh and Defendeth the force and injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt}, and the same Day is given to both pytes.

At w^{ch} day that is to say the twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came the aforesayd Philip Udall by George Parker his Attorney and offered himself ag^t the said Henry Mitchell of and upon the p^rmisses and the said Henry Mitchell appeared not but made Default, wherefore it is considered by the Co^{rt} here that the said Philip Udall Recover ag^t the said Henry Mitchell aswell the said sūme of three thowsand pounds of Tobacco his debt aforesayd as also the sūme of Seven hundred and Seventeene pounds of Tobacco for his costs and Charges in this behalfe Expended and the said Henry Mitchell in m^{cy} &c.

Henry Hosier & a^t } ffancis Kilborne late of Charles County gentl
 ag^t } otherwise called ffancis Kilborne of the Prov-
 ffancis Kilborne } ince of Maryland in Charles County planter
 was sūmōned to answe^r unto Henry Hosier & John Staynes of a plea that he Render unto them or Either of them for the account of M^r W^m Bullock of the Citty of Bristol Marchant the full & Just sūme of Ten hundred thirty foure pounds of good Marchantable Tobacco and Casque to conteine y^e same w^{ch} to them he oweth & from them unjustly Deteynes.

And whereupon they the said Henry Hosier and John Staynes Liber M M
 by George Parker their Attorney say that whereas the said ffrancis
 Kilborne the fourth day of May in the yeare of our Lord 1670
 by his certeine bill or writing obligatory sealed with the seale of the
 said ffrancis and here in Co^{rt} pduced whose date is the day and yeare
 first abovewritten did binde himself his heires Executo^{rs} Adm^{rs} or
 assignes to pay or cause to be payd unto Henry Hosier and John
 Staynes of the Citty of Bristol Marchants or either of them or
 Either of their heires Executo^{rs} Adm^{rs} or assignes for the accompt
 of M^r William Bullen of the Citty of Bristol Marchant at or before
 the Tenth day of October next Ensueing the date thereof the full &
 Just sume of Tenn hundred thirty foure pounds of good Mar-
 chantable Tobacco and Casque to Containe the same within halfe a p. 107
 mile of some Convenient Landing place of the Clifts, The vallue
 of w^{ch} said Tobacco is already Received in goods Notwithstanding
 the said ffrancis the said sume of Tenn hundred thirty foure pounds
 of Tobacco to them the said Henry and John or to either of them
 hath not payd though often required but the same to pay hath Re-
 fused and still doth Refuse, whereupon they say they are Damnified
 and have losse to the value of fifteene hundred pounds of Tobacco,
 and thereupon they bring their suite

And the said ffrancis by Robert Carville his Attorney cometh and
 Defendeth the force and injury when &c and as to six hundred and
 Twelve pounds of Tob^{pt} of the said Debt of One Thowsand thirty
 foure pounds of Tobacco the said Robert sayes nothing in Debarring
 the said Henry of Judgm^t for the same agt the said ffrancis by w^{ch}
 the said Henry Remaineth agt the said ffrancis thereupon undefended
 Therefore it is Considered by the Co^{rt} here that the said Henry have
 Judgm^t for the said six hundred and Twelve pounds of Tobacco
 debt and One hundred Seaventy & Two pounds of Tobacco costs of
 suite, and the said ffrancis in mercy &c.

John Morecroft	}	In these three Causes the Seu'all p ^{ts} Gave the Respective Defend ^{ts} Rule to plead by Thursday morning or Judg ^t to be awarded agt them by Default, the said Defend ^{ts} put in their seu'all pleas in time wherefore the said Causes are con- tinued untill the next Co ^{rt} .
ag ^t		
Hugh Oneale	}	
John Cooper		
ag ^t	}	
Mary Pine		
Thomas Gannt	}	
ag ^t		
ffrancis Gunby &	}	
Mathew Smith		

Richard Moy	}	John Eason late of Talbot County otherwise called
ag ^t		John Eason of the County of Talbot in the Province
John Eason		of Maryland gentl was sumōned to answere unto

Liber M M

Richard Moy of a plea that he Render unto him five hundred thirty and five pounds of Tobacco w^{ch} to him he oweth and unjustly Deteineth &c

And whereupon the said Richard by Robert Carvile his Attorney saith that whereas the said John Eason the Twelveth day of Aprill 1672 by his bill obligatory sealed with the seale of the said John Eason and here in Co^{rt} p^duced, whose date is the day and yeare abovesd did acknowledge himself to be holden and firmly bounden unto the said Richard Moy in the Just & full sūme of five hundred thirty & five pounds of good sound Marchantable Tobacco and Casque to be payd to the said Richard upon Demaund in some Convenient place in the County aforesayd Yet notwithstanding the said John though often thereunto Required the said sūme of five hundred thirty five pounds of Tobacco to him the said Richard hath not hitherto payd but the same to pay doth Deny & Refuse whereupon he saith he is Damnified and hath losse to the vallue of One Thowsand pounds of Tobacco and thereupon he bringeth his suite.

p. 108 And the said John Eason by Vincent Low his Attorney cometh and Defendeth y^e force and injury when &c & prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} day that is to say the twelveth day of November in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. came the aforesayd Richard Moy by Robert Carvile his Attorney and offered himself ag^t the said John Eason of and upon the p^mises and the said John Eason came not but made default wherefore it is considered by the Co^{rt} here that the said John Eason have Judgem^t awarded ag^t him by Default and that the said Richard Moy Recover ag^t the said John Eason aswell the said sūme of five hundred and thirty five pounds of Tobacco his debt aforesayd as also the sūme of two hundred ninty and nine pounds of Tobacco for his costs and Charges in this behalfe Expended and the said John in mercy &c

Job Walton	}	John Brookes late of Dorchester County otherwise called John Brookes of Dorset County in the Province of Maryland Chirurgion was sūmōned to answere unto Job Walton of a plea that he Rend ^r unto him 1730 ^t Tob w ^{ch} to him he oweth & unjustly Deteineth &c
ag ^t		
John Brookes		

And whereupon the said Job by John Morecroft his Attorney saith that whereas the said John the 19th day of December in the yeare 1670 by his certeine bill obligatory sealed with the seale of the said John w^{ch} the said Job here in Co^{rt} bringeth whose date is y^e same day and yeare aforesayd did binde himself his heirs Executo^{rs} & Adm^{rs} to pay or cause to be payd to the aforesaid Job Walton his heires Executo^{rs} Adm^{rs} or assignes the full and Just

sume of Seaventeene hundred & thirty pounds of good sound Marchant [able] leafe Tobacco in Casque due to be pd upon Demaund with Conveniency in Dorset County Notwthstanding the aforesd John though often thereunto Required to wit the day of the said sume of Seaventeene hundred & thirty pounds of Tobacco to the sd Job he hath not as yet pd but the same hitherto hath Denied to pay and as yet denyeth whereupon he saith he is Damnified and hath losse to the vallue of three Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said John Brookes by Robert Carvile his Attorney cometh and defendeth the force & injury when &c and as to the said Debt of seaventeene hundred & thirty pounds of Tobacco the said Robert sayeth nothing in Debarring the said Job of Judgm^t for the same ag^t the said John Brookes by w^{ch} the said Job remaineth ag^t the said John thereupon undefended. wherefore it is considered by the Co^{rt} here that the said Job Walton Recover ag^t the said John Brookes aswell the said sum of Seaventeene hundred and thirty pounds of Tobacco his Debt aforesayd as also the sume of pounds of Tobacco for his costs and Charges in this behalfe Expended and the said John in mercy &c

Arnold Elzey } The pth having filed no Declaration the Defend^t
ag^t } craved a non suite wherefore ordered by the Co^{rt}
Richard Whittey } that a non suite be awarded ag^t him It is there-
fore considered here that the said Richard Whittey Recover ag^t the
said Arnold Elzey the sum of pounds of Tobacco
for his costs and Charges in this behalfe causelesly Expended and
that the said Arnold take no benefit by his said writ and that the said
Richard goe thereof wthout day and that the said Arnold be in
mercy for his false complaint.

Garrat Vanswearingen } Henry Mitchell late of Calvert County p. 109
ag^t } otherwise called Henry Mitchell of Calvert
Henry Mitchell } County planter was sumoned to answer
unto Garrat Vanswearingen Adm^r of y^e
goods & Chattells of W^m Thelowell deceased
in a plea that he rend^r unto him the sume
of 1200^l of Tob w^{ch} from him he unjustly
Deteineth

And whereupon the said Garrat Vanswearingen by Kenelm Chisel-
dine his Attorney saith that whereas the said Henry upon the 26th
day of December in the yeare of our Lord 1668 did by his certeine
writing obligatory Sealed with the Seale of the said Henry here in
Co^{rt} pduced whose date is the same day and yeare abovewritten did
binde himself his heires Executo^{rs} Adm^{rs} or assignes to pay or cause
to be payd unto the said William Thelowell of the same County in

Liber M M Patuxent the full and Just Summe of Twelve hundred pounds of good Marchantable Tobacco in Casque to be payd unto the said William his heires Executo^{rs} Administrato^{rs} or assignes at or upon the Tenth day of October next Ensueing, Notwithstanding w^h the said Henry Mitchell the said summe of Twelve hundred pounds of Tobacco to him the said William in his life time nor to him the said Garrat to whom Admcōn of all and singuler the goods and Chattells w^{ch} were the said Williams at the time of his death since his death hath beene committed hath not payd according to the Teno^r of the said bill though often thereunto required but the same to pay hath Denied and yet doth altogether Deny to the Damage of the said Garrat 2000^l Tob and thereupon he bringeth his suite and the said Garrat bringeth here in Co^{rt} the Letters of Admcōn to him graunted of all and singuler the goods and Chattells which were the said Williams at the time of his Death since his death to him comitted that it may appeare to the Co^{rt} here that he is Adm^r & hath Admcōn thereof.

And the said Henry Mitchell by Vincent Lowe his Attorney doth come & Defend the force & injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} day that is to say the Twelveth day of November in the 42th yeare of y^e Dominion of Caecilius &c Annoq^{ue} Domini 1673. came the aforesayd Garrat by Kenelm Chiseldine his Attorney and offered himself ag^t y^e sd Henry of & upon the p^rmises and the said Henry appeared not but made Default whereof it is Considered by the Co^{rt} here that the said Garrat Vanswearingen Recover ag^t y^e sd Henry Mitchell aswell the said summe of Twelve hundred pounds of Tobacco as also y^e summe of three hundred and eight pounds of Tobacco for his costs & Charges in this behalfe Expended & the said Henry in mercy &c.

Edward ffitzherbert	} this Cause was Discontinued for want of prosecution.
ag ^t	
James Lewis	

Thomas Mathewes	} Thomas Mathewes complaineth ag ^t Thomas Wynn Cryer of the provincial Co ^{rt} in a plea of Debt according to the libertyes & privileges &c
ag ^t	
Thomas Wynn	

p. 110 And whereupon the said Thomas Mathewes by Kenelm Chiseldine his Attorney saith that whereas the said Thomas Wynn the 14th day of ffebruary in y^e yeare 1673. by his certeine writing obligatory sealed with the seale of the said Thomas and here in Court produced whose date is the day and yeare abovewritten did binde himself his heires Executo^{rs} Adm^{rs} or assignes to pay or Cause to be payd to the said Thomas Mathewes the full and Just summe of three thowsand foure hundred & fifty two pounds of good Mar-

chantable Tobacco to be payd upon all Demaunds after the 10th day of October next Ensueing the date thereof at some Convenient place in St Maryes County, Notwithstanding w^{ch} the said Thomas Wynn though often thereunto Required the said sume of three Thowsand foure hundred fifty two pounds of Tobacco according to the Teno^r of the said writing hath not payd but the same to pay altogether Denyes to the Damage of the said Thomas Mathewes 4000^l Tob. & thereupon he bringeth his suite.

And the said Thomas Wynn by Samuell Cressy his Attorney cometh & Defendeth the force & injury when &c and the said Samuell saith that as to the said Debt of three thowsand foure hundred fifty two pounds of Tobacco he is not informed by the said Thomas his Client of any answere to be made thereunto, wherefore it is considered by the Co^{rt} here that as to the said three thowsand foure hundred fifty two pounds of Tobacco the said Thomas Mathewes Remaine ag^t y^e sd Thomas Wynn wholly undefend[ed] and that the said Thomas Mathewes Recover the same ag^t the said Thomas Wynn as also the sume of _____ pounds of Tobacco for his costs & Charges in this behalfe Expended & the said Thomas Wynn in mercy &c.

Joseph Sumner	}	The Respective Defend ^{ts} appeare by their seu ^r all Attorneys & imple untill the next Provincial Co ^{rt} .
ag ^t		
Tho Long		
Ralph Rallighs		
ag ^t		
Thomas Beach		
Samuell Winslow		
ag ^t		
John Bowles		
The same		
ag ^t		
The same		
The same		
ag ^t		
The same		
W ^m Barret	}	
ag ^t		
Tho Howell & ux		
W ^m Wheately		
ag ^t		
The same	}	
John Clemons		The Sheriff having Retorned a Cepi, and y ^e Deft not appearing by himself or Attorney it is by the Co ^{rt} ordered the sheriff bring him next Co ^{rt} or be amerced 40 ^s .
ag ^t		
John Roadway		

Liber M M Demetrius Cartwright }
 ag^t } The same.
 John Brookes }

John England & Tho Jones }
 ag^t }
 Randall Revell }
 Roger Baker }
 ag^t }
 Richard Ladd }
 Demetrius Cartwright }
 ag^t } The Seu'all Defend^{rs} appeare by their
 Henry Kircoven } Respective Attorneys and imple untill
 John Ingram } the next Provincial Co^{rt}.
 ag^t }
 George Cowley }
 Richard Edelen }
 ag^t }
 James Thompson }

Richard Moy }
 ag^t } Curtis fletcher late of St Maryes County otherwise
 Curtis fletcher } called Curtis fletcher of the County of St Maryes
 in the Province of Maryland gentl was sumoned to
 answere unto Richard Moy of a plea that he Render
 to him five thowsand three hundred & Seaven
 pounds of Tobacco w^{ch} to him he oweth and un-
 justly Detenieth &c.

And whereupon the said Richard by Robert Carvile his Attorney saith that whereas the said Curtis fletcher the 14th day of March in the yeare of our Lord 1672 by his certeine bill obligatory w^{ch} the said Richard with the seale of him the said fletcher here in Court produces whose date is the same day & yeare abovementioned did acknowledge himself to be holden and firmly bound to the said Richard Moy in the Just sume or quantity of five Thowsand three hundred and seaven pounds of good sound Marchantable Tobacco & Casque to be payd to the said Richard Moy his heirs Executo^{rs} Adm^{rs} or assignes in some Convenient place in the said County upon Demaund, To the which paym^t well & truly to be made he did binde himself his heirs Executo^{rs} and Adm^{rs} by those p^rsents Notwithstanding the said Curtis though often Demanded the said sume of 5307^l Tob and Casque as aforesayd to him the said Richard hath not as yet Rendred but the same hitherto he hath Denied to pay and yet doth Deny whereupon he saith he is Damnified and hath losse to y^e vallue of seaven Thowsand pounds of Tobacco & thereupon he bringeth his suite.

And the said Curtis fletcher in his pp pson cometh & Defendeth

the force & Injury when &c and as to the said five thowsand three hundred & Seaven pounds of Tobacco the said Curtis in barre thereof nothing saith wherefore the said Curtis ffletcher remains ag^t the said Richard Moy for the same wholly undefended It is therefore Considered by the Co^{rt} here that the said R^d Moy Recover ag^t the said Curtis ffletcher aswell the said sume of five Thowsand three hundred & Seaven pounds of Tobacco & Casque his debt aforsd as also the sume of pounds of Tobacco for his Costs and Charges in this behalfe Expended & the said Curtis in mercy &c.

Richard Smith }
 ag^t }
 W^m Worgan } The respective Defend^{ts} appeare by their Attor-
 Tho Bland } nyes & imple untill the next Provinciaall Co^{rt}.
 ag^t }
 Thomas Gannt }

Thomas Mountfort } eject^{mt}. M^r Bland appeares for the Defend^t &
 ag^t } y^e cause continued untill y^e next Co^{rt}.
 Samuell Hatton }

Thomas Bowdle } The Sheriff having Retorned a Cepi and the De-
 ag^t } fend^t not appearing by himself or Attorney or-
 Walter Carre } dered the Sheriff be amerced unlesse he appeare
 next Co^{rt}.

Philip Shapleigh }
 ag^t }
 John Steward }
 The same } In these three Causes the Defend^{ts} appeare
 ag^t } by their Respective Attornyes & imple untill
 John Brookes } the next Co^{rt}
 Raymond Stapleford }
 ag^t }
 John Balley }

Elizabeth Hiccoks servant unto Edward Skydmore of Ann Arundell County petitions this Co^{rt} that whereas she hath duly served four yeares her time y^t she was bound for to Cap^t Harwood, who was her first Master & sould her unto the said Skydmore yet the said Skydmore doth utterly Refuse to set her free, the said Elizabeth pduces a Certificate from John Saladine Deputy Reg^r of an office for Enrolling consents of servants in England & th[eir] agreem^{ts} with their Masters und^r the seale of the said office w^{ch} does certi[fye] that she & her first Master Harwood agreed that she

Liber M M should serve but fo[ure] yeares w^{ch} is now Expired The Co^{rt} having fully Examined the business doe adjudge that the said Elizabeth Hiccocks is free and Doe Discharge her from further Service to her sd M^r and that her said Master pay her Corne & Clothes accordingly.

p. 113 John Litchington }
 ag^t }
 Luke Gardner } The Defend^t in these Two actions appears by his
 The same } attorney & imples untill the next Provincial Co^{rt}.
 ag^t }
 The same }

William Pritchard of St Maryes County petitions this Co^{rt} that whereas his father John Pritchard of St Georges by vertu of a Patent bearing date y^e 7th of Aprill 1654 as may upon Record appeare in his life time possessed a parcell of land by the straytes in St Georges Creeke conteyning & layd out for three hundred and fifty acres more or lesse to w^{ch} sd Land yo^r pet^r humbly Craves y^t he may have yo^r Excl^{ts} writ of Mandamus whereby he may be found heire to the said Tract of land, and in Reguard yo^r pet^r by want of meanes is not otherwayes capacitated he humbly prayes he may be admitted to prosecute his Claime *informa pauperis*

The Court was graciously pleased to graunt his Request, and further doe assigne Kenelm Chiseldine one of the Attornyes of this Court to be of Councell for y^e sd Pritchard.

Richard Gibbs }
 ag^t }
 William Bret } The Def^t in these three Causes appears by his At-
 The same } torney & imples untill y^e next Provincial Co^{rt}.
 ag^t }
 The same }
 The same }
 ag^t }
 The same }

Robert Dunn of Kent County gentl Guardian of William Vaughan one of the Orphants of Robert Vaughan Deceased petitions this Co^{rt}, that whereas he was by this Co^{rt} appointed Guardian to y^e sd Orphant and also this Co^{rt} did ord^r that the said Orphants Estate should be Delivered into the hands of y^e sd Dunn yet notwithstanding Jeremiah Eaton of Kent County who married y^e mother of the said Orphant Deteines in his hands Tenn Thowsand pounds of Tobacco bequeathed as a legacy by Majo^r Ingram Deceased to y^e sd Orphant & also foure head of Cattle belonging to ye sd Orphant

& w^{ch} were left him by his father the sd Dunn Craves ord^r of this Liber M M Co^{rt} for y^e same.

The Court taking the p^rmisses into their Serious Consideracon Doe ord^r that the Com^{rs} of Kent County Doe Examine the busines, and what they shall finde in the hands of the said Eaton belonging to the sd Orphant that they see Delivered into the hands of the said Dunn, and of their pceedings herein that they make Retorne to this Co^{rt}.

Elizabeth Thompson servant unto James Lewis petitions this Co^{rt} p. 114 that she had Duly served her time & her Master refuses to set her free.

The wife of y^e sd Lewis appearing in Co^{rt} and having nothing to offer to y^e contrary ordered that the sd Elizabeth be free & y^t her sd Master pay her freedome Corne & Clothes according to act of Assembly in that case provided.

Walter Jefferys Servant unto James Lewis petitions this Co^{rt} that he had Duly Served his time and his Master refuses to set him free.

The Court making Examinacōn into the matter doe finde that the said Jefferys hath absented himself from his Masters service and Doe therefore adjudge him to serve y^e sd Lewis or his assignes seaven moneths from this day, and Doe also the sd Lewis provide him sufficient Dyat & Clothes in the meane time

Thomas Prat of Ann Arundell County petitions this Co^{rt} that whereas by vertu of a warrant of Resurvey he had Resurveyed for him by George Yates Deputy Surveyo^r of the said County a Parcell of land called Prats Choice, and the Certificates of the said Yate of y^e Resurvey of y^e sd Land was by the said Yate Retorned to y^e office, and by y^e mistake of y^e sd Yates one line of y^e sd Land was left out of y^e sd Certificate, as may appeare by another copy of y^e sd Certificate und^r the hand of y^e sd Yates and to the petition annexed. he humbly prayes that the former Certificate may be vacated upon Record, and that the said Coppy to y^e sd petition annexed may be Entred & that he may have Patent according to the same, w^{ch} the Co^{rt} ordered accordingly.

John Browne	}	The Seu'all Defend ^{ts} appeare by their Respective Attornyes and imple untill y ^e next Provincial Co ^{rt} .
ag ^t		
George Beckwith	}	
The same		
ag ^t	}	
Thomas Gannt		
John Charlesworth	}	
ag ^t		
Mathias Decosta	}	

Liber M M John Shankes } John Blackiston late of St Maryes County gentl was
 ag^t } attached to answer unto John Shanks wherefore
 John Blackiston } by force and Armes one Tract of land called by
 the name of Langworth Pointe and Thomas Donnes Neck Con-
 tey[ning] three hundred acres of land in St Maryes County w^h
 Nehemiah Blackiston and Elizabeth his wife to the said John
 Shankes did Demise for a Terme w^{ch} is not yet paste did Enter
 and him ye sd John Shankes from his farme aforesayd did Eject
 and other Enormityes to him there did Doe to y^e greate Damage of
 him y^e sd John Shankes &c. Contrary to y^e peace &c.

And whereupon the said John Shankes by Kenelm Chiseldine his
 Attorney Complaineth that whereas the said Nehemiah and Eliza-
 beth his wife the sixth of June in the yeare of our Lord 1672 had
 p. 115 Demised to y^e sd John Shankes y^e Tenem^{ts} aforesayd with the
 appurtenances to have and to hould to the said John Shankes and
 his assignes from the ffeaste of St Michael the Arch Angell last
 past to the End and Terme of five yeares from thence next Ensueing
 fully to be Compleate and Ended by vertu of w^{ch} Demise the said
 John Shankes into the Tenem^{ts} aforesayd wth y^e appurtenances did
 Enter and was thereof possessed and so thereof being possessed the
 said John Blackiston afterwards the said sixth day of July in the
 40th yeare of the Dominion of Caecilius &c aforesd into the Tenem^{ts}
 aforesayd with the appurtenances did enter with force and Armes
 which the said Nehemiah and Elizabeth his wife to y^e said John
 Shanks in forme aforesd had Demised for the Terme aforesayd
 w^{ch} is not yet past, and him the said John Shankes from his farme
 aforesayd Did Eject and other Enormityes to him there did Doe
 to the greate Damage of him the said John Shankes & Contrary to
 the peace &c whereupon he saith he hath Damage and is the worse
 to the vallue of Twelve Thowsand pounds of Tobacco and thereupon
 he bringeth his suite.

And the said John Blackiston by Robert Carville his Attorney
 cometh & Defendeth the force & injury &c and doth in open Co^{rt}
 acknowledge the service of the Declaration and thereupon it is this
 day ordered by the assent of Kenelm Chiseldine Attorney for y^e
 p^t and Robert Carville Attorney for y^e Defend^t Edward Connery
 that the said Edward shalbe admitted defend^t who shall appeare
 wthout Delay by his Attorney aforesayd and shall Receive a Declara-
 tion & shall pleade the gen^rall issue thereunto this Co^{rt} and to the
 tryall thereof the said Edward to appeare in his proper pson or by
 his Attorney and shall acknowledge the Demise Entry & actuall
 Expulsion, or in Default thereof Judg^t shalbe entred ag^t y^e Defend^t
 John Blackiston Casuall Ejecto^r but any psecution ag^t him shalbe
 spared untill the said Edward shall make Default in the p^rmises
 And by the Consent of the Councell it is further ordered that the
 said Edward shall take no advantage ag^t the p^t for his not

psecuting upon the tryall occasioned by his Default but the sd **Liber M M**
Edward shall pay to y^e p^{ft} the Costs by the Co^{rt} to be taxed there-
upon and it is further ordered that the lessor pⁿ shalbe Chargeable
wth y^e paym^t of the Defend^{ts} cost by the Co^{rt} allowed by any
meanes taxed & adjudged.

The Court Adjourned untill the Tenth day of ffebruary next.

Know all men by these p^rsents that I John Tonge and Elizabeth
my wife of the Parish of s^t Thomas Southworke in the County of
Surry Cityzon & merchant Taylor of London haue had and received
of Walter Beane of the same pish & County afforesaid. The Sum^e
of fourescore & Tenn pounds of good & Lawfull mony of England.
being the full sum^e of the psonall estate of Ralph Beane late husband
of the abouesaid Elizabeth Deceased which he had & was possessed
of in Virginia which said Sum^e the said Ralph Beane did giue by
his last will and Testam^t unto his Daughter Sarah Beane, And I
the sayd John Tonge & Elizabeth my wife doe fully & Clearly
acquitt And discharge for us our Execut^{rs} Admin^{rs} and eu^y of them p. 116
by those p^rsents, the said walter Beane his Execut^{rs} Adm^m^{rs}. &
Assignes of & from the said Sum^e of ffourescore & Tenn pounds.
In witnesse whereof we haue hereunto set our hands & seales the
ninth day of August in the yeare of our Lord God One Thowsand
six hundred Fiftie eight,

Sealed & Deliu^d in the—

p^rsence of Joseph ward: m^rke. **I**
John Barwick.
Rob^t Lavender. ser

John Tonge seale
Eliza^b Tonge seale
her **M** marke

M^r Carvile

I Being Trustee for the Estate of Cap^t. John Quigley Doe Desire
you put in suit A bill of 5000^l Tob. entred into by William Berry &
James Berry to the said M^r Quigley and for yo^r Soe doing this shall
be yo^r Warrant. Witnesse my hand this 16th day of January.
Anno 1673. Wiff. Calvert.

Know all men by these p^rsents That I luke Gardner Doe Appoint
Robert Carvile To be my Attorney to Appeare for me in the Pro-
vinciall Court at the suit of John Litchington in Two Accōns there
Comenced against him and to Take A Coppie of the Declarations
and to plead therunto the Gen^rall Issue or such other plea as he
shall thinke Convenient. And for so doeing this shalbe his sufficient
warrant as Witnes my hand this 4th day of December. 1673
Testis ffrancis Knott. Luke Gardner.

I Doe Appoint & Constitute Robert Carvile of S^t Maryes to be
my Attorney To Appeare for me in the Prov^l Court in Three seu^rall

Liber M M Accōns. Comenced against me by Sam^{ll} Winslow in pleas of Tres-
 passe upon the case on the case And to put in such pleas to the
 seu'all Declarations as he shall thinke Convenyent. And for his so
 doing this shall be his sufficient Warrant. as witnesse my hand this
 4th day of Decemb^r 1673. John Bowles sealed
 Witnes Thomas Stone. his B. marke
 Witt. Gater.

p. 117 This Indenture made the nineteenth day of October in the 40th
 yeare of the Dominion of Caecilius absolute Lord & Prop^{ty} of the
 Provinces of Maryland & Avalon Lord Baron of Baltemore &c. And
 in the yeare of o^r Lord god One Thowsand six hundred seaventy
 Two. Betweene Hannah Armstrong of Boston in New England
 Widdow (the Relict & sole Executive of Mathew Armstrong late
 of Boston in New England Marrino^r decaed) of the one pt. And
 Stephen Bond of Som^rset County in the Province of Maryland
 Marryno^r of the other pt Witnesseth That whereas the said Lord
 Baltemore by his Deed of Graunt under the greate seale used in the
 said Province of maryland for Granting of Land there beareing
 date at s^t maryes the Twentieth day of June in the 36th yeare of his
 Lordships Dominion ou^r the Province of maryland Annoq^{ue} Dom
 1667. Did for the Considera^on therein mencōned Grant unto
 Mathew Armstrong Two pcells of Land. Vizt, The one called
 (Armstrongs Purchase) lyeing and being on the North side of
 Anemesax Riu^r in Somerset County Beginning at A marked tree
 standing by the River side Devideing it from the Land of John
 Rhoades from thence with a lyne drawne Northeast To a Tree
 marked with sixteene Notches deviding it from the Land of John
 Rhoads from thence ruⁿing Easterly the breadth of ninety Two
 Pole. and from thence with a lyne drawne southwest to a marked
 tree standing by the Riuer side and from thence ruⁿing by the side
 of the Mayne Riu^r Westerly to the first bounder. Conteineing and
 layd out for Two hundred Acres more or lesse. And also One other
 pcell of Land called Armstrongs Lott, lyeing on the north side of
 Anemessax Riu^r afforesd. Begining at a marked tree standing by
 the said Riuer side deviding it from the abouemencōned pcell of
 Land and from thence ruⁿing by the side of the Riuer with seu'all
 Angles to the mouth of A Creeke called the Northeast branch. And
 from thence Ruⁿing up the Westernmost side of the said Creeke for
 length Three hundred & seauenty Pole and from thence ruⁿing
 Westerly to a marked Tree deviding it from the aboue men^tioned
 pcell of Land. and from thence with a Line drawne south west to y^e
 first bound^r Conteineing and layd out for Three hundred Acres of
 Land in all five hundred Acres, To haue and to hold the same to him
 the sayd Mathew Armstrong and to his heyres and assignes for
 euer und^r such Rents Covenants & Limitations & Exceptions as in &

by the said Deed of Graunt recourse being thereunto had more fully & more at Large it doth & may appeare Now This Indenture further Witnesseth. That the abouenamed Hannah Armstrong for the Considera^on of the said Stephen Bonds paying for the one halfe of surveying and makeing good Rights for the said Land and paying halfe of the Rent to Michaell masse last past. whereof and where-with the said Hannah Armstrong doth Acknowledge her selfe to be ffully and wholly Satisfied & paid. And doth of and for eu^y pt & pcell thereof. Acquitt & discharge the said Stephen Bond His heyres Execut^{rs} & Administrat^{rs} by these p^rsents. Hath giuen granted Bargained & sold feoffed & Confirmed. And doe by these p^rsents fully and Absolutly Giue graunt Allienate bargain sell enfeoffe and Confirme unto the said Stephen Bond and to his heyres and assignes for eu^r A part or pcell taken out of the said Two pcells of Land called Armstrongs Purchase and Armstrongs Lott) now called (the Lower part) and is layd out as followeth Begining at A sasafrax stake standing at the mouth of A Creeke or branch called the Northeast branch and from the afforesd Sasafrax stake runing into the woods by a lyne of market Trees Northwest & by North to the devisionsal lyne that parts the aforesd Lands from A pcell of Land called Sallisbury form^{ly} in the Occupation of John Rhodes. and from thence runing downe the said Devisionall lyne of market Trees south west To A sasafrax stake standing by the side of Annamesax Creeke or Riu^r and from thence runing up the side of the said Riuer or Creeke to the abouesaid sasafrax stake standing at the mouth of the northeast branch which is the first bound^r layd out for Two hundred & fifty acres more or lesse. To-geather also with all & singuler the Roomes Cellers Solletts Halls Parlours Chambers houses houseings Courts Yards Closes ffences woods Underwoods, Timbers or Timber-like Trees. and other Hereditam^{ts} Emollum^{ts} & Appurtenances w^{soever} unto the sd pcell of Land & p^rmisses called the Lower pt or any of them Appurtenent belonging or apperteneing, or had used Demised or Occupied as part pcell or member thereof or as thereunto or to any part thereof be-longing or Apperteineing and the reversion or reversions remaynd^r and remaynd^{rs} and eu^y of them To haue and to hould the said pcell of Land called the Lower pt, and all and singuler other the p^rmisses hereby mencōned to be Bargained & sold and eu^y of them with their and eu^y of their Appurtenan^{ces} and the Reversion and re-maynd^{rs} of them & eu^y of them upon him the said Stephen Bond And to the heyres and Assignes of the said Stephen Bond for eu^r. To the onely prop use and behoofe of the said Stephen Bond and to the heyres & assignes of the said Stephen Bond for euer. without any Mortgage Condition Redemption use or Limitation to recall Alter Charge or determyne the same To be holden of the said Lord Proprietary for & under the Rents and services of the said Orriginall

Liber M M

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Liber M M
p. 119

Deed Of Graunt reserued. And The said Hannah Armstrong the said parcell of Land with the Appurtenances before by these presents bargained & sold unto him the said Stephen Bond Doe for eu^r. freely Acquit & discharge the same of & from all and all manner of former and other Bargaines grants sales forfeitures Dowries Joyntures surrend^{rs} and of & from all other Tilles incumbrances Claimes & demands of her the said Hannah Armstrong her heyres Executo^{rs} or Assignes. And against all & eu^y other pson or psons whatsoever Claimeing from by or und^r the said Hanah Armstrong shall & will foreu^r hereafter Warrant and defend by these p^rsents. Also the said Hanah Armstrong for her selfe her heyres Execut^{rs} & Administrat^{rs} Doe Covenant Graunt & promise from tyme to tyme and at all times for & dureing the space of fve yeares next ensueing the date hereof at and upon the request and at the Cost & charges in Law of the said Stephen Bond his heyres or assignes Make doe pforme Acknowledge suffer or cause to be made done pformed and Acknowledged all & eu^y such further Lawfull and Reasonable Act & Acts Assurances & Conveyances in the Law for the better & sure & more pfect sure makeing and Conveying all and singuler the before hereby granted or mencōned to be granted p^rmisses, with there & eu^y of there right Members and Appurtenances to the onely proper use & behoofe of the said Stephen Bond his heyres and assignes for eu^r as by the said Stephen Bond his heyres or assignes or by his or their Councell Learned in the Law shall be devised advised or required in Confirmacon & full Assureance of the trueth abouewritten the said Hanah Armstrong hath set to her hand and fixed her seale giueing Deed and state with full and Peaceable peaceable Possession by Livery of Seizin of & in the abouementioned p^rmisses with the Appurtenances thereunto belonging as the said Hanah Armstrongs Subscription fixing her Seale and the witnesses Subscriptions as Testemonyes doe Manifest the day and yeare abouewritten
Signed Sealed & Deliu^ded.

in the p^rsence of.

Joshua Hobart.

Hanah Armstrong seale
her H. A. Marke

Sampson Wateres. (Underneath the foregoing Deed was thus written Hanah Armstrong Widdow & Relict to the late Mathew Armstrong appeared the nineteenth day of October 1672, and Owned this Instrument to be her Act & Deed. Done in Boston in New England:
Before me

John Leverett. Dep^y Go^r

p. 120 On the backside of the foregoing Deed was also thus written as follows Sampson Wateres within menconed who is A Wittnesse To this Deed did take his Oath before me the Twenty Seauenth day of January One Thowsand six hundred seauenty two. That it was his hand. And he saw the Acknowledgem^t thereof,

Sworne before me the day & yeare
abouewritten Geo: Johnson

This Indenture made the _____ day of _____ in Liber M M
the Two & fortieth yeare of the Dominion of Caecilius Absolute
Lord & Proprietary of this Province of Maryland Betweene John
Gittings of Calvert County in the Province afforesaid of the one pt.
And Abraham Rhodes of the County of S^t maryes in the Province
afforesd Carpenter of the other pt Witnesseth That the said John
Gittings for and in Consideration of the Summe of Seaven Thow-
sand pownds of good sound merchantable To^b & caske To him in
hand at and before the Ensealeing & Deliuery of these p^rsents by
the said Abraham Rhodes well & truly paid. the Receipt whereof
the said John Gittings doth hereby Acknowledge and himselfe there-
with fully Sattified & paid and thereof and of eu^y pt & pcell thereof
doth Clearly Acquitt Exonerate & discharge the said Abraham
Roades his heyres Executors & Admin^{rs} for euer by these p^rsents.
Hath Giuen granted Aliened Bargained sold Enfeoffed & Confirmed
and by these p^rsents doth fully Clearely & absolutly Giue grant Bar-
gainne sell alien Enfeoffe & Confirme unto the said Abraham Roades
his heyres and Assignes for eu^r. All that pcell of Land called
fiosbury lyeing in S^t maryes County and Joyneing to Woolsley
Manno^r in the said County lately Surveyd for the Hon^{ble} Philip
Calvert esq^{re} Beginning at a marked Oake on the southerne side
of Killingbeck Brooke. ouer against the bound tree of Woolsley
Manno^r aforesd, and ruⁿing by a lyne of marked Trees East south
East into the woods for the length of Three hundred & Thirty pches
to a marked oake standing by A branch of the ffresh Creeke. and
from thence by a lyne of Marked trees North north East for the
length of Three hundred & Twenty perches to a marked oake, from
thence by a lyne of marked trees west north west for the length of
Two hundred pches to the head of Killingbeck Brooke. to a marked
oake. and from the said Oake Keeping along the said Brooke to the
first marked Tree, Conteyneing ffoure hundred & Thirty Acres more
or lesse. with all & singuler its Rights Members and Appurten^{ces}
Togeather with all houses Ediffices Buildings Lands Tenem^{ts}. Mea-
dowes Pastures woods underwoods proffits Comodities and Ap-
purten^{ces} whatsoeu^r to the said Mesuage & p^rmisses or to any
part or pcell of them belonging or in any wise Apperteineing. and
also all the Estate Right Title interest use posession property Claime
and demand whatsoeu^r of him the said John Gittings of in or to the
same. And all Deedes wrytings Euidences Charters Escripts &
minum^{ts} whatsoeuer Touching or Concerneing the p^rmisses or any
part or pcell of them To haue and to hold the said ffree hold and
Plantation and all & Singuler other the p^rmisses hereby Granted
bargained & sold or mencōned & intended to be hereby granted bar-
gained & sold with their & eu^y of their Rights members & Appur-
ten^{ces} whatsoeu^r unto him the said Abraham Rhodes his heyres and
assignes. To the only proper use & behoofe of the said Abraham

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Liber M M Roades his heyres & assignes for eu^r, And the said John Gittings for himselfe his heyres Execut^{rs} and Admⁿ^{rs}. The said freehold & Plantation and all & singuler other the p^rmisses before granted Bargained & sold with the Appurtenāces unto the said Abraham Roads & his heyres to the onely proper use and behoofe of the said Abraham Roades his heyres and assignes for eu^r. against him the said John Gittings his heyres & assignes and all and eu^y other pson & psons whatsoever Lawfully Claimeing by from or und^r him them or any of them shall and will Warrant and for euer defend by these p^rsents And ffurther the said John Gittings for himselfe his heyres Execut^{rs} and Admⁿ^{rs}. doth Covenant to and with the said Abraham Roades his heyres and assignes and eu^y of them that he the said John Gittings his heyres & Assignes & eu^y of them and all and eu^y other pson & psons and their heyres Lawfully haueing or Claymeing or Rightfully p^rtending to haue or which hereafter shall or may Lawfully haue or Clayme or Rightfully p^rtend to haue any estate Right Title interest or demand into or out of the p^rmisses or any pt or pcell of them by from or und^r the said John Gittings his heyres or Assignes shall & will from tyme to tyme and at all tymes hereafter upon the Reasonable Request and at the cost and Charges in the Law of the said Abraham Roades his heyres or assignes Make doe pforme Acknowledge Leauy Execute & suffer or cause to be made done pformed Acknowledged Leauyed Executed & suffered all & eu^y such further & Lawfull Reasonable Act & Acts Thing & Things Device & Devises Assurance & Assurances & Conveyances in the Law whatsoever. for the further and better And more pfect

p. 122 Assurance surety sure makeing and Conteying of all & singuler the before hereby granted or menconed to be granted p^rmisses with there & eu^y of their Rights Members and Appurtenāces unto the said Abraham Roades his heyres and assignes for eu^r be it by fine or ffines. ffeofm^t. or ffeofm^{ts}. Deed or Deedes. Recorded or not Recorded the Recording of these p^rsents. Release or Confirmacon or by all & eu^y or any the wayes or meanes afforesd, or by any other wayes or meanes whatsoever as by the said Abraham Roades his heyres or assignes. or by his or their Councell Learned in the Lawes shall be reasonably Devised Advised or Required. In wittnes whereof the said John Gittings hath to this p^rsent Indenture set his hand & seale the day and yeare first abouewritten. Annoꝝ Doꝛn. 1673
John Gittings seale. & Margaret Gittings sealed

On the backside of the beforegoing Deed was written as fol.
Signed Sealed & Deliu^ded in the

p^rsence of Rich. Smith. Tho. Gantt.

Henry Hough Chys

Memora^d this 13th day of Novemb^r 1673. Came before us John Gittings and Acknowledged the Land within menconed of ffoure hundred & Thirty Acres. To be the Right of the within mencon^d

Abraham Roades. To haue and to hold To him the said Roades his Liber M M
heyres & assignes for ever

Philip Calvert
Baker Brooke

This Indenture made the Thirteenth day of february in the
xxxxiith yeare of the Dominion of the Right Hon^{ble} Caecilius abso-
lute Lord and Proprietary of the Provinces of Maryland & Avalon
Lord Baron of Baltemore &c. Betweene Thomas Carleton High
Sheriffe of Baltemore County in the said Province of Maryland gen^l
of the One pt, And James Williams of Patuxent Riu^r in Calvert
County in the afforesaid Province of Maryland plant^r of the other
pt witnesseth, That whereas The said Right Hon^{ble} Lord Proprie-
tary by his Deed of Grant or Patent und^r his Greate Seale used in
the said Province of Maryland for Granting Lands their bearing
Date At the Citty of Saint Maryes The Tweluth day of Aprill. in p. 123
the fortieth yeare of His Lord^{pps} Dominion ouer the sayd Province
of Maryland Anno^q Dom One Thowsand six hundred seaventy &
two. Did for the Consideracōn therein Mencōned Grant unto him
the said Thomas Carleton All that parcell of Land called Churtsey,
lyeing in Calvert County on the East side of the mayne branch of
the Deuideing Creeke of Patuxent Riuer and Begining at A
bounded Popler by the Side of the said branch the said Popler being
the north west Corner tree of A parcell of Land called Perry wood
form^{ly} laid out for Cap^t Richard Perry of the sd Calvert County.
and from thence bounded by the said Land & ruīng East for foure
hundred & Twenty perches to a bounded white oake of the said Land
on the east side of A meadow. bounded on the East by a lyne drawne
North for Three hundred Eight & one pches. to a bounded Popler.
bounded on the North by a lyne drawne West to the mayne branch
afforesaid and by the said Mayne branch to the first bound tree,
Conteineing and then laid out for One Thowsand Acres more or
lesse Togeather with all Rights proffits & Benefits thereunto belong-
ing Royall Mynes excepted To haue & to hold the same to him the
said Thomas Carleton his heyres & assignes for eu^r To be holden
of his Lord^{pp} and his heyres as of his Lord^{pps} Manno^r of Calverton
in free and Comon Soccage by ffealty for all Maner of services
Under such Rents Covenants Conditions Limitations & Excepōns
as in & by the said Recited Deed of Grant Relation being thereunto
had more at large it doth & may Appeare, Now This Indenture
further Witnesseth That the said Thomas Carleton for & in Con-
sideration of the full sume & Just Quantity of Twelue Thowsand
pounds of good sound well Condicōned Merchantable Tobacco &
casque to Containe the same To him in hand well & truly paid and
secured to be paid by the said James Williams before the insealeing
and Delivery hereof the Recept whereof he doth hereby Acknowl-

Liber M M edge and thereof and of eu'y pt thereof he doth Acquitt and discharge the said James Williams his Execut^r & Administrat^rs for euer by these p^rsents. Hath Giuen Granted Bargained Alliened sold enfeoffed and Confirmed, And by these presents Doth fully Clearly and Absolutely Giue Grant Bargaine Allien sell enffeofoe and Confirme unto the said James Willms his heyres & Assignes for eu^r, All
p. 124 that pcell of Land afforesaid Called Churtsey. lyeing in Calvert County afforesd Now in the Tenure or Occupation of The said Thomas Carleton or his Assignee or Assignes. Conteyneing and now layd out for One Thowsand Acres of land little more or lesse. Together with all Rights proffits & Benefits Thereunto belonging or in any wise apteining Royall mynes excepted. And all Timber and Timber Trees Wayes passages Woods underwoods Rents Easements Comodities Hereditam^{ts} and Appurtenēces whatsoeu^r to the said pcell of Land belonging or in any wise Apperteineing Accepted reputed taken demised used Occupied or enjoyed as part pcell or member thereof or of any part thereof. And the Reversion & Reversions Remynder & Remynders Rents Issues and proffits whatsoeu^r of all & singuler the before mencōned pcell of Land to be hereby bargained p^rmisses with the Appurtenañces and eu'y part and parcell thereof. And also all the estate Right Title interest Possession use property inheritance Claime & demand whatsoeu^r of him the said Thomas Carleton and Elizabeth his now wife of in or to the afforesd mencōned To be hereby bargained p^rmises with the Appurtenances or any pt thereof. Togeather with all & singuler the grants Patents wrytings Deedes Evidences Chirographies of ffines Exemplificacōns of Recou^{tyes} Escripts boundaryes & minum^{ts} whatsoeuer Touching or Concerneing the said pcell of Land & p^rmisses or any pt or pcell thereof To haue and To hold the sd parcell of Land and all & singuler other the p^rmisses herein before menōned to be giuen granted Alliened sold Enfeoffed & Confirmed and eu'y of them & eu'y pt and pcell thereof with the Appurtenēces unto the said James Williams his heyres and assignes To the Sole only and prop use & behoofe of the said James Williams his heyres and Assignes for eu^r. And the said Thomas Carleton for himselfe his heyres Execut^rs Adm^rs & assignes and for eu'y of them doth Covenant promise & Graunt to & with the said James Williams his heyres & assignes by these p^rsents that the said Thomas Carleton his heyres Executo^rs Adm^rs and Assignes all and singuler the aforenconed to be here by Bargained p^rmisses with the Appurtenañces and eu'y pt and pcell thereof unto the said James williams his heyres and assignes To & for his and there Owne proper
p. 125 use & behoofe as afforesaid. from and against him The said Thomas Carleton his heyres Executo^rs Adm^rs & Assignes and Elizabeth his said wife and against all and eu'y other person & psons Lawfully Claymeing or to Clayme by from or under him the said Thomas Carleton his heyres executors Administrators or Assignes or any of

his or their Act or estate shall and will Warrant and for euer defend **Liber M M**
 by these presents. And the said Thomas Carleton doth by these
 p'sents for himselfe his heyres Executo^{rs} & Admiñ^{rs} & for eury of
 them Covenant promise and grant to and with the said James Wil-
 liams his heyres & Assignes That he the said Thomas Carleton at
 the day of the date and at the insealeing and Deliu'y of these p'sents
 is the Lawfull and true Owner of all and singuler the affore-
 mencōned pcell of Land & p'misses by these p'sents Giuen & granted
 and eury pt thereof with the Appurtenances. And standeth seized
 of a good & sure Lawfull & indefeazable estate of Inheritance in free
 & Comōn Soccage, ~~To give grant Bargaine~~ in his owne Right with-
 out and maner of Condiçō Mortgage or Limitation of any use or
 uses To alter or determine the same, And also hath full power &
 Lawfull Authority in his owne Right To giue grant Bargaine Allien
 sell enfeoffe & Confirme the same pcell of Land and p'misses with
 the Appurtenances to the said James Williams his heyres & assignes
 in such sort as in any by these p'sents he hath giuen granted Bar-
 ganied Alliened sold Enfeoffed and Confirmed the same. And also
 that he the said James williams his heyres & assignes shall and may
 from henceforth at all tymes hereafter foreu^r Lawfully peaceably &
 Quietly haue hold use Occupie posesse & enjoy the said pcell of Land
 and all & singuler other the p'misses before mencōned or intended to
 be hereby giuen graunted Bargained sold Alliened enfeoffed and
 Confirmed with their and eu'y of their Appurtenāces. with and eu'y
 part and parcell thereof According to the true intent & meaneing of
 these presents. Without any maner of Let sute Trouble interruption
 eviction Recourye denyall or hinderance whatsoever by him the said
 Thomas Carleton his heyres or Assignes & Elizabeth his wife or by
 any other pson or psōns Lawfully Claymeing or to Clayme by from
 or under him them or any of them. And ffree & Cleare and Clearly
 Acquitted exonerated discharged Recompenced saued and kept harm-
 lesse and indemnified of and from all & singuler former and other
 Guifts grants Bargaines feoffments sales Leases Joyntures Dowers
 uses Wills ffines Inbayles Amercēm^{ts} Mortgages Anuities Rents Ar-
 rearages of Rent statutes Recognizances Judgements Extents Execu- **p. 126**
 cōns Debts Trusts Orders & Decrees. And of & from estates Titles
 Troubles Charges & Incumbrances whatsoeu^r had made Comitted
 suffer donne or assented unto by him the said Thomas Carleton his
 heyres execut^{rs} Admiñ^{rs} & assignes or any of them. or hereafter to
 be had made Committed suffred done or assented unto by the said
 Thomas Carleton his heyres Execut^{rs} & Adm^{rs} the Rents and services
 & ffines menconed & expressed in the said Deed of Grant or Patent,
 hereafter to grow due to be paid done & performed to the Right Hon^{ble}
 the Lord Proprietary and his heyres of whome the said Land and
 p'misses are holden Onely Excepted and foreprized. And further
 the sayd Thomas Carleton for himselfe his heyres Ex^{rs} Adm^{rs} &

Liber M M assigns and eu'y of them doth Covenant promise and grant To and with the said James Williams his heyres and assigns by these p'sents That he the said Thomas Carleton his heyres Ex^{ra} Adm^{ra} & assigns and eu'y of them and all and eu'y other pson & psons & their heyres Lawfully Claymeing from by or under him the said Thomas Carleton shall & will from tyme to tyme and at all tymes hereafter upon the resonable Request to be made by the said James Williams his heyres & assigns. unto the said Thomas Carleton his Executo^{rs} and Admin-istrato^{rs} Doe make Acknowledge Leavey Execute and suffer or cause to be made Done Acknowledged Leavyed Executed and suffred unto the sayd James Williams his heyres and Assignes and to his and their only use All and eu'y such further and other Reasonable Act & Acts Thing & Things Device & devices in the Law whatsoeu^r for the better and further Assureance & sure Makeing of all & singu-ler the Land & p'misses aforesayd with the Appurtenances unto the said James Williams his heyres and assigns According to the true intent & meaneing of these p'sents as by the Councell Learned in the Law of him the said James Williams his heyres & assigns shalbe Reasonably Devised Advised or required And at the proper costs and charges in the Law of him the said James Williams his heyres & assigns Be it by ffeoffment Deed or Deedes Enrolled or not En-
 p. 127 rolled Inrollment of these p'sents ffine or ffines Recou^y Or Re-coueryes, with single or Double Voucher or Vouchers Release Con-firmation or otherwise with Warranty as afforesd or only against him & Elizabeth his wife his heyres Executors & Admin^{rs}, or without warranty. which said further Assurance & Assurances & eu'y of them shalbe and Enure and shalbe had and taken Reputed Deemed Adjudged & Construed to be & Enure To and for the only use & behoofe of the said James Williams his heyres and assigns for euer. And to & for none other use Intent or purpose whatsoeuer. In Wittnesse whereof the partyes first aboue Named to these p'sent Indentures Interchangably haue putt & sett their hands & seales Dated the day & yeare first aboue written 1673.

Tho: Carleton sealed

On the backside of the forgoeing Deed was written as followeth
 Sealed & Deliuered in
 the p'sence of Thomas Marsh
 Geo: Parker.

Prov^{ll} Court february: 13th 1673.

Then did the within Named Thomas Carleton Acknowledge the within Mentioned Conveyance of One Thowsand Acres of Land Called Churtsey in Calvert County to the within written James Williams his heyres & Assignes To be his Voluntary Act & Deed.
 Robert Ridgely Cler. Cur. Provinc^l.

Know all men by these p'sents That I Thomas Carleton High Sheriffe of Baltemore County in the Province of Maryland gen^l.

Am held and firmly bound To James Williams of Patuxent in Cal- **Liber M M**
vert County in the said Province of Maryland planter in the full &
iust Summe of One hundred pounds of good and Lawfull mony of
England. To be paid to the said James Williams or to his Certeine
Attorney his Execut^{rs} Admin^{rs} or assignes. To which payment well
& truly to be made & done I binde my selfe my heyres Executō^{rs}
& Admin^{rs} firmly by these p^rsents. Sealed with my seale Dated this
Thirteenth day of february Annoq Doms—1673.

The Condition of this p^rsent abouewritten Obligation is such
That if the abouebounden Thomas Carleton his heyres Executo^{rs} **p. 128**
Adm^{rs} & Assignes or any of them shall & doe from tyme to tyme &
at all times hereafter well & truly Obey pforme fulfill & keepe all
and singuler the Guifts, Covenants Grants Bargaines Articles Condi-
tions & Agreem^{ts} Contained menconed Specefied & Expressed in one
paire of Indentures of Bargaine sale or ffeoffment made betweene
the abouesaid Thomas Carleton of the one pt and the abouenamed
James Williams of the other part bearing euen date with the aboue
written Obligation which on the part and behalfe of the said Thomas
Carleton his heyres Executors Admin^{rs} & Assignes are & ought to be
obeyed obserued pformed fulfilled & kept and that in & by all things
According to the true intent and meaneing of the said recited In-
dentures. Then this p^rsent abouewritten Obligation shalbe Voyd
and of none effect. otherwise to stand and remayne in full force
Strength & Vertue. **Tho: Carleton seale**
Sealed & Deliu^ded in

the p^rsence of Tho. Marsh.

Geo. Parker.

Prov^l Court feb 13th 1673

Then did the aboue Named Thomas Carleton Acknowledge the
aboue wryting in open Court to be his Voluntary Act and Deed.

Robert Ridgely. Cler. Cur. Prov^l

Know all men by these p^rsents That I Richard Covell of London
Marrino^r for good causes and Considerations me thereunto Moueing
haue assigned Ordeined & made & in my place and stead put & Con-
stituted my Loueing freind Christop Rousby of Calvert County in
the Province of Maryld gen^l. my true & Lawfull Attorney for me &
in my name & to my use, To aske demand sue for Leauy Require
Recou^r & receiue of all & eu^y pson & psons whatsou^r and all and
eu^y such Debts sumes of Mony. Quantity or Quantities of Tobacco.
as are now due unto me or which at any day or dayes tymes or
tymes hereafter shall be due owing or apperteineing unto mee. by
any maner of wayes or meanes whatsoeuer. from Any pson or **p. 129**
psons whatsoeuer within the said Province of Maryland giueing and
granting unto my said Attorney my full power and Authority in &
about the p^rmisses. and upon recept of any such Debts Sumes of
mony quantity or quantities of To^b. afforesayd Acquittan^{ces} or

Liber M M other discharges for me & in my name to make Seale & Deliu^r. and all & eu^ry other Act & Acts thing & thinges device & devices in the Law whatsoeu^r needfull to be done in or about the p^rmisses for me and in Name to doe Execute & p^rforme as fully Largly and Amply as if I my selfe were p^rsonally p^rsent and did the same, with power for my said Attorney To Nominate & Constitute one or more Attorney or Attornyes under him and the same againe to Revoke at his pleasure. Rattifyeing & Confirming whatsoeuer my said Attorney shall doe or cause to be done Lawfully in or about the premisses by vertue of these p^rsents Witness my hand and seale the seaven & Twentieth day of June. Anno Domini. 1673.
 Sealed & Deliu^ded in Richard Covell. sealed
 the p^rsence of Robert Ridgely
 ffran: Swanston.

Maryland ss. At a Provincial Court of the Right hono^{ble} Caecilius &c held at City of St Maryes on Tuesday the Tenth day of ffebruary in the 42th yeare of the Dominion of his said Lo^{pp} over Maryland &c Annoq³ Domini 1673 and there Continued untill the 13th day of the same ffebruary before his Lo^{pp}s Justices thereunto assigned on w^{ch} said Tenth day was

Present.

His Exc^{ty} Charles Calvert Cap^t Gen^lall and Cheif Justice of this Province.

The hono ^{ble}	{	Philip Calvert Esq ³ Chancelo ^r .	}	Esq ³ s.
		William Calvert		
		Baker Brookes		
		Tho: Truman		
		Samuel Chew		
		Thomas Taylo ^r & Jesse Wharton		

p. 130 Andrew Norwood sonne and heire to John Norwood late of Ann Arundell County Deceased petitions this Co^{rt} that whereas his father was in his life time possessed of a Considerable Estate of Lands Tenem^{ts} houses plantations Tobacco houses orchards goods & Chattles in the Province of Maryland, and being thereof so possessed dyed Intestate and left behinde him seaven Children whereof the said Andrew is the Eldest of w^{ch} said goods Chattells Rights and Credidits the said Andrewes Mother Ann Norwood tooke Letters of Adm^con and afterwards intermarried with one James Boyd a young man, And the said Boyd and the said Ann by force of Armes Keepes the said Andrew out of the possession of his inheritance and turneth him out of Doores and Deteyneth from him all such graunts Patents and other writings w^{ch} of Right belong unto him as heire to his Deceased fathers Estate.

The petitioner being loth to goe to law wth his owne Mother & **Liber M M** therefore to avoyd further Trouble prayes that his said Mother may have her thirds assigned her, by the high Sheriff of the County or as this Co^{rt} shall ord^r, so that y^e pet^r may have what of Right belongs unto him as heire to his said ffather.

Which petition being Read & heard and the Mother of y^e pet^r being here in Co^{rt} p^rsent. It is by the Court Ordered that Henry Stocket gent^l high Sheriff of the said County M^r Richard Hill & M^r Robert Burle or any two of them (pvided the said sheriff be one) doe (at such time as to them shall seeme meete) goe upon the plantation where the Mother of y^e pet^r now liveth, and where the said John Norwood Deceased lately inhabited and according to their Discretion set out unto the Relict of the said John & Mother of y^e pet^r her thirds of the land according to its true vallue allotting her an Equall third pt of the howsing Orchard &c and to see the said Andrew have Delivered unto him all such Patents Paps & Escripts as Doe belong unto him as heire to his Deceased father that so no further Clamo^r in this behalfe by the said Andrew may be made. and of their pceedings herein they are hereby ordered to Retorne an account to his Lo^{pp}s Justices here wth all Convenient speed.

Lord Proprietary	} These three Causes are Continued untill y ^e next Provincial Co ^{rt} . when they are peremptorily to Come to tryall.
ag ^t	
Luke Barbour	
Verlinda Stone	
ag ^t	
Edmond Lindsey	
George Diamont	}
ag ^t	
Cornelius Carmial	}

Henry Phipps	} Thomas Marsh late of Ann Arundell County p. 131
ag ^t	
Thomas Marsh	} planter was sumo ⁿ ed to answere unto Henry Phipps Adm ^r of the goods & Chattells of Edward Maynard Marriner Deceased of a plea that he Rend ^r unto him his Reasonable account of the time he was Receiver of the Tobacco of him the said Edward in his life time w ^h to him to make Justly he ought.

And whereupon the said Henry by John Morecroft his Attorney saith that whereas the said Thomas the seaventeenth day of May in the year 1671 was the Receiver of the Tobacco of him the said Edward in his life time to Receive to and for the use of him the said Edward the sume of forty Thowsand six hundred Seaventy and Eight pounds of Tobacco Due from Seu^rall psons in Ann Arundel County a pticuler whereof and the names of the psons are hereunto annexed & filed, and also the sume of Twenty nine thowsand three

Liber M M hundred thirty nine pounds of Tobacco in bills and accompts received by the said Thomas Marsh of the said Edward Maynard, and also of the sume of Thirty Two Thowsand six hundred and thirteene pounds of Tobacco in Baltemore County The pticuler bills whereof the said Thomas Received by the hands of Michael Gibson to Render his Reasonable account thereof when thereunto Required, Yet neverthelesse the said Thomas Reasonable account thereof to the said Edward in his life time nor to him the said Henry after the death of the said Edward to whome Admcoñ of all and singuler the goods and Chattells was comitted hath Refused and yet Doth Refuse, to the greate Damage of the said Henry, and in hinderance of the Admcoñ aforesayd, whereupon he saith he is Damnyfied and hath losse to the vallue of One hundred Thowsand pounds of Tobacco and thereupon he bringeth his suite And the said Henry bringeth here into Court the said L^{tes} of Admcoñ whereby it may appeare to the Court here that Admcoñ of all and singuler the goods and Chattells of him the said Edward was to the said Henry Comitted and that of them he hath the Admcoñ.

And the said Thomas Marsh by George Parker his Attorney Cometh & Defendeth the force and Injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given unto both pyes.

At w^{ch} day that is to say the Eighth day of Aprill in the 41th yeare of the Dominion of Caecilius &c Annoq³ Domini 1673 came the aforesayd Henry Phipps by John Morecroft his Attorney, And the said Thomas Marsh by George Parker his Attorney came likewise, and the said Marsh nor his Attorney sayd nothing in barre of the p^{ths} accoñ aforesayd, wherefore it is the Judgem^t of the Court that
 p. 132 the said Thomas Marsh Doe account wth the said Henry Phipps accordingly.

Comaund was therefore given to the Sheriff of Ann Arundell County that he take Thomas Marsh late of Ann Arundell County gentl and him safely Keepe so that he have his body before the Justices of the Provincial Court to be held at the City of St Maryes the Eleaventh day of November next to Render to Henry Phipps Adm^r of the goods and Chattells of Edward Maynard Deceased his Reasonable account of the time in which he was Receiver of the goods of him the said Edward in the life time of the said Edward whereupon in the same Court it is Considered of that the said Thomas Marsh shall account with the said Henry and y^t he should have then and there the same writ.

At w^{ch} said Eleaventh day of November the Provincial Court was by a writ of Adjournm^t of the said Lord Proprietary Adjourned untill the twelveth day of the same November At w^{ch} said Day Came the said Henry Phipps by John Morecroft his Attorney, and the said Thomas Marsh by Henry Stocket high Sheriff of the said

County brought here into Court It is by the Court this day ordered **Liber M M**
 in p'sence of the Attorneys of both sides that M^r Thomas Dent and
 M^r Christopher Rousby be and are hereby appointed Audito^{rs} to
 audite state & Examine the account of the said Thomas Marsh w^{ch}
 to Render to the said Henry Phipps he ought, And that the sd
 Audito^{rs} meete at St Maryes on Thursday the 20th day of November
 next To audite the said account, and that the said Thomas Marsh doe
 then & there attend the sd Audito^{rs} and so doe attend from day to
 day untill the sd account shalbe fully stated by the said Audito^{rs},
 And the said Justices doe hereby Empower the said Audito^{rs} to
 administer oath or oathes to any witnesses that shalbe pduced before
 them on Either pt And the said account when audited & stated
 betweene the said ptyes that the said audito^{rs} retorne unto the said
 next Provincial Co^{rt} und^r their hands & seales, and for their pceed-
 ings herein this shalbe their warrant.

At w^{ch} said Day that is to say the 10th day of ffebruary in the
 42th yeare of the Dominion of Caecilius &c Annoq Domini 1673
 Came aswell the said Henry Phipps by Kenelm Chiseldyne his At-
 torney as the said Thomas Marsh by Robert Carvile his Attorney
 and the Audito^{rs} aforesayd (vizt) Thomas Dent & Christopher
 Rousby gentl Came likewise and in their pp psons Delivered into
 open Court their Report following wth the acc^t stated & Examined
 w^{ch} follow in these words (vizt)

To his Excellency The Cap^t Generall and the Rest of his Lo^{pps} **p. 133**
 Justices of the Provincial Court.

By vertu of a Comission to us Directed out of the said Court
 dated the 17th day of this Instant November to audite and state the
 account between Thomas Marsh gentl of the one pty and Henry
 Phipps Adm^r of Edward Maynard Deceased of the other pt wee
 have Received the account of the said Thomas Marsh attested by him
 upon oath, and upon Examinacon of the same and also of the Charge
 Exhibited ag^t him p Docto^r Morecroft Attorney of the said Henry
 wee doe humbly Certefy as followeth.

That wee finde the said Thomas Marsh to be indebted to the said
 Henry Phipps the quantity of Seaven Thowsand Two hundred sixty
 and six pounds of Tobacco, as by the ballance of the account be-
 tweene the said ptyes stated by us und^r our hands and seales and
 hereunto annexed Does appeare.

And whereas by Consent of ptyes of both sides Thomas Marsh is
 Charged in the afd annexed account with three thowsand five hun-
 dred thirty and five pounds of Tobacco being debts due for Pantyles
 sould by the sd Marsh to the seu'all psons hereafter named (vizt)
 to Nathaniel Stinchcomb 441^l Tob, John Honnywood 804^l Tob
 Cap^t Loyd 300^l Tob Major Waters 1390^l Tob & D^r Jordenie 600^l
 Tob, w^{ch} said Debts the said Marsh hath not yet got in, wee humbly
 Conceive the said Henry Phipps should give sufficient authority to

Liber M M the sd Marsh to Receive the said debts to his owne use being already Charged D^r for the same as aforesayd as by the said account hereunto annexed will appeare.

Also their are seu'all bills and writings Relating to the Estate of the said Edward Maynard and are herewith Retorned sealed up und^r our seales, w^{ch} wee Conceive are to be Delivered up to the said Henry Phipps, also two receipts und^r the hand and seale of the sd Thomas Marsh for seu'all bills & accompts Recd by him from the sd Maynard w^{ch} Receipts are also sealed up with the said bills, and w^{ch} wee Conceive ought to be Delivered up to the said Thomas Marsh to be Cancelled.

And whereas their is an account pduced to us by Thomas Marsh attested upon oath being for the markes and Numbers of thirty six hogsheads of Tobacco w^{ch} lyes Ready Recd by the said Marsh for the account of the said Maynard and Phipps amounting to thirteene Thowsand Two hundred Eighty seven pounds of Tobacco for w^{ch} wee have given Credit in the account to the said Marsh, wee doe humbly Certefy that wee were the Rather induced thereunto by the Depositions of Robert Carville and Miles Gibson both sworne before us which Depositions are hereunto annexed & whereunto wee Doe humbly Referre, All w^{ch} wee humbly submit to Judgem^t of this hono^{ble} Co^{rt}.

Tho Dent (sealed)

Chr Rousby (sealed).

M^r Thomas Marsh Dr to M^r Henry Phipps.

	Tob
To p bill of M ^r Stockets.....	1161.
To p bill of John Larkins.....	5613.
To p bill of M ^r Burle.....	400.
	11Tob.
p. 134 To p bill of Robert Procto ^r	1411:
To p Tho: Gibbons acc ^t & bill.....	477.
To p bill of James Rigby.....	4036.
To p 2 bills of Thomas Knightons.....	2364.
To p Nathaniel Stiles bill.....	3239.
To p bill of M ^r Augusteene Harman.....	1662.
To p bill of D ^r Jordeine.....	2615.
To p bill of John Howard.....	990.
To p bill of Robert Davidge.....	420.
To p bill of Tho: Turner.....	2064.
To p bill of George Collins.....	1046.
To p bill of Thomas Richardson.....	390.
To p bill of Robert Procto ^r	1902.
To p bill of John Beamount & Math: Harding.....	733.

	Tob	Liber M M
To p bill of Ditto.....	1800.	
To p bill of John Beamont.....	1430.	
To p bill & acc ^t of Richard Mosse.....	483.	
To p bill of John Wooldrick.....	39.	
To p bill of Francis Smith.....	40.	
To p bill & acc ^t of W ^m Hollis.....	902.	
To p bill & acc ^t of John Gilbert.....	4200.	
To p bill of W ^m Price.....	1011.	
To p 3 acc ^{ts} of Miles Gibson.....		
To p Receipt of M ^r Jordeine from M ^{rs} Sarah Williams....	250.	
To acc ^t of D ^r & C ^r Relating to Seurall men in Ann Arundell Cty.....	29339	
To p acc ^t in Gibsons hand DD to M ^r Marsh.....	32613.	
To 19700 Pantyles Disposed on at 300: ^t Tob p 1000:.....	5910.	
Sum Total	108540.	

Per Contra Cr.	1 Tobacco
p retorne of an acc ^t rec ^d from Gibson.....	32613.
p Retorne of Debts unrec ^d upon y ^e acc ^t of D ^r & C ^r Relating to Ann Arundell County... }	27190.
p an acc ^t of 36 h ^{ds} Tob lying Ready Rec ^d }	13287:
32 whereof being marked \pounds & 7 h ^{ds} m ^r ked.... }	
M amount to as p acc ^t made oath to.....	
To p acc ^t of D ^r & C ^r . Relating to Seu'all men in Ann Arundel Cty.....	29399.
By sallary for Disposing of Pantyles & Receiving pay for them amounting to 5910 ^t at 15 p 100.... }	886.
p sallary for receiving 36 h ^{ds} q ^t 13287.....	1328:

	1 Tob.
p bill pd for Cap ^t Maynard due to y ^e sd Tho: Marsh.....	1446: p. 135
p M ^r Henry Phipps ord ^r	2000.
p Cap ^t Stockets Receipt & on M ^r Maynard Ingagem ^t	400:
p pd to Robert Procto ^r by Ditto Maynard.....	300:
p ord ^r of M ^r Phipps attested p Kenelm Chiseldyne p a poore wom ⁿ	300:
p pet & filing bill ag ^t Collins..... 24.	
p warrt ag ^t Tho Richardson..... 20.	
p 4 war ^{ts} ag ^t Beamount & Harding..... 80.	
p 4 arrests ag ^t Ditto..... 140	
p filing Dec ^t 24	
p Attorneys ffee..... 60	
p M ^r Parker for Entring his appearance.....	60:

Liber M M

1 Tob.

p Expences for Seu'all times going to St Maryes about Maynards & Phipps affayres.....	1225:
To Remaind ^r of Larkins bill Due to y ^e Estate of Maynard & Phipps to be DD in.....	4403:
To a Remaind ^r of Procto ^{rs} bill for.....	672:
To bill & acc ^t of Thomas Gibbons.....	477:
To 2 bills of Tho Knightons.....	2364:
To a Remaind ^r of Nath: Stiles bill.....	1239:
To a Remaind ^r of Augusteene Harmans bill.....	366:
To a Remaind ^r of Davidges bill.....	39:
To a Remaind ^r of Thomas Turners bill.....	706:
To Judg ^t obtained ag ^t George Collins in Ann Arundell County as p Record their will appeare.....	1046.
To Robert Procto ^{rs} bill & account.....	1902:
To John Beamount & Hardings 3 bills.....	3933:
To a Remaind ^r of M ^r Mosses bill.....	148.
To a Remaind ^r of John Wooldritch's bill.....	39.
To a Remaind ^r of ffrancis Smiths bill.....	40.
To acc ^t of W ^m Hollis not owned.....	256.
To John Gilberts acc ^t not owned.....	1000.
To a bill of W ^m Prices for 1011 ^t w ^{ch} bill M ^r Marsh declares was by arbitracōn ordered to be DD up to be Cancelled & y ^e award by M ^r Marsh Delivered to M ^r Phipps.....	1011:
To three accounts of Miles Gibson for w ^{ch} nothing is Chargd To one receipt of M ^r Jordeines from M ^{rs} Sarah Williams..	250.
Rests due to Maynard and Phipps to ballance this acc ^t Sume of	7266:
	108540

This is the acc^t betweene M^r Henry Phipps & M^r Thomas Marsh
audited & stated the 20th & 21th of November 1673.

p Tho: Dent (sealed)
Chr: Rousby (sealed)

p. 136

An Account of all such Tobaccos Recd by Thomas Marsh in the
yeare 1671 for Edward Maynard and M^r Henry Phipps marked as in
margent lyeing in these houses hereafter named.

In Ann Arundel County.

2 hdds at Thomas Stockets plantation...	N ^o . 43 ... 342	} ... 696.
	N ^o . 44 ... 354	
2 hdds at John Barwells plantation.....	N ^o . 29 ... 316:	} 590:
	N ^o . 30 ... 274:	
2 hdds at Robert Tylers plantation.....	N ^o . 16 ... 359	} .. 639:
	N ^o . 17 ... 380	

1 Tob. Liber M M

3 hdds at W ^m Drewrys plantation.....	N ^o . 24 ... 342	} 1048.
	N ^o . 25 ... 362	
	N ^o . 26 ... 344	
1 hdd at Bryan Procto ^{rs} plantation.....	N ^o . 19	342.
2 hdds at Morrice Bakers plantation.....	N ^o . 1 300	} 570.
	N ^o . 37 ... 270	
1 hdd at W ^m Davis plantation.....	N ^o . 45	388.
3 hdds at White hall Cap ^t fullers planta- tion	N ^o . 21 ... 332	} 1016:
	N ^o . 22 ... 328	
	N ^o . 23 ... 356	
1 hdd at M ^r Keelees plantation.....	N ^o . 28	352
1 hdd at Bryan Procto ^{rs}	N ^o . 18	371.

In Baltemore County

2 hdds at Gibbes in Stealepone Creeke...	N ^o . 6 342	} 686.
	N ^o . 12 ... 344	
1 hdd at Giles Porters in the same Creeke..	N ^o . 13	434.
3 hdds at M ^r Augusteens plantation.....	N ^o . 7 418.	} 1296.
	N ^o . 8 458	
	N ^o . 9 430	
1 hdd at Waymouth plantation.....	N ^o . 14 ... 365...	365
1 hdd at James Ringolds in Kent County..	N ^o . 1	328.
3 hdds at Miles Gibsons plantation	N ^o . 50: 51: 52.....	1244.
7 hdds at Abraham Wildes at the Grove in Sasafrax....	N ^o . 11..... 464	} 2922.
	N ^o . 10..... 438	
	N ^o . 1..... 418	
	N ^o . 2..... 392	
	N ^o . 3..... 416.	
	N ^o . 4..... 406.	
	N ^o . 5..... 388.	

Erro^{rs} Excepted by me
Tho: Marsh.

Total 13287

Thomas Marsh made oath that the Tobacco here mentioned was Received for the acc^t of M^r Maynard and Henry Phipps and that the Tobacco so Received Remaines at these places mentioned for anything the sd Marsh Knowes as yet to the Contrary Novemb^r 1673.
Jur Cor.

Chr. Rousby.
Tho: Dent.

Tho: Marsh.

The Deposition of Robert Carvile sworne before us Thomas Dent p. 137
& Christopher Rousby gentl Auditor^{rs} appointed by the hono^{ble} the Justices of the Provincial Court to audite state and Examine the acc^t betweene Henry Phipps p^{lt} and Thomas Marsh Defend^t upon an acc^{on} of acc^t in the said Court Depending by vertu of an ord^r Dated the 17th of November 1673.

Liber M M The said Robert Carville being duly sworne saith that about Aprill or May or June 1672 the positive time this Depon^t Cannot Remem-ber the said Henry Phipps Came to this Depon^t Chamber for advise in Relacōn to some freight he tould me he had taken on board the good ship Called the Convertine Cap^t Young Comand^r, w^{ch} M^r Thomas Dent p^ttended he had by ord^r of M^r Thomas Mathewes of Cherry Pointe in Virginia authority to let out, freight for 50 or 60 hdds w^{ch} as he told me lay ready Recd by Thomas Marsh, in Ann Arundell & Baltamore County as Attorney of Edward Maynard Deceased & Youngs seamen was to fetch the Tobacco on board that the freight agreed on was as he tould me to this Dep^t best Remem-brance 7ⁱ 10^s p Tunn, that M^r Phipps told to this Dep^t he gave to M^r Dent a noate on M^r Marsh to Deliver the Tobacco by him Recd and that he had given ord^r to M^r Marsh without a noate und^r his hand not to Dispose of it M^r Phipps told me M^r Dent had given the Noate to Cap^t Young & he to his seamen that went up the Bay that the Seamen had lost the noate & yet Demanded the Tob of M^r Marsh w^{ch} he did not pay That it was demanded the second going up by the Seamen but for want of a noate M^r Marsh would not pay it, M^r Phipps told this Depon^t that he Never Knew of the losse of y^e noate till after the second Demaund by the seamen, and that he had offered another noate on M^r Marsh, to supply his agreem^t of freight but that was Refused then for that as he alledged they had got a better Rate for freight and brought to their shipside, My advise was that if he would pve M^r Dents power to let freight & other thinges he then alledged to me he might have a good accōn ag^t M^r Dent, M^r Phipps so by me Resolved, goes as this Dep^t sup-poses to D^r Morecroft and advises about the same Case, and in-forme[s] this Dep^t that he was advised that their would be no Cause of accōn ag^t M^r Dent for want of a Charter pty for y^t it would appeare Nudum Pactum but that he must sue Young, this as neare as this Depon^t Can positively Remember is the substance of the Discourse this Depon^t had wth M^r Phipps at that time and this Depon^t further saith that some short time after M^r Phipps Com-playning that Young was gone, and he Could have no Redresse and the Tobacco was like to ly on his hands, and that he had by Letters acquainted S^r William Davison his Employe that he had shipt Tobacco on Young my advise was that he should ship the same in some other ship and thereupon M^r Phipps as this Depon^t beleeves
p. 138 did Desire this Dep^t if he heard of any freight to be let in Patuxent to give him Notice, and that accordingly one Winder Coming in about the Latter End of June or beginning of July for freight Only as this Depon^t supposes, This Dep^t from Cap^t Perrys sent notice to M^r Phipps of the same who Came thither, and Cap^t Pery Designing then to goe in the sd ship offered to pcure freight for him at the same Rate he had agreed with Winder for and if he would Consigne

the same to him to act faithfully for him or to that Effect, but some scruples were rayseed about his the said M^r Phipps his former Concernes with Dent and Young and if that taking of freight would not Destroy his Cause of accōn, and if the Tobacco should not miscarry whether it would not ly upon his owne account, nothing was Done though M^r Pery & this Depon^t both advized him Rather to Runn that hazard then to let it ly & Rot in y^e Country, and this Depon^t further saith that he being p^rsent in Whitson Weeke last when M^r Marsh Came to acc^t wth M^r Phipps at St Maryes M^r Marsh as M^r Phipps did then owne he had given him a fayre account & M^r Marsh did offer him the Noates for the h^{dd}s Remayning in his hands upon y^e sd account, that he might Receive the same (or if he would give him authority so to doe ship the same on board any ship at Reasonable freight then p^d in Severne, w^{ch} M^r Phipps w^{ld} not Doe without the advise of M^r Morecroft his Attorney, who (as M^r Phipps tould this Dep^t) would not Consent to ye same, but M^r Phipps must pceed as the Law should Direct or words to that effect and further saith not.

Ro: Carvile.

Sworne the 21th of November 1673

before us Tho: Dent

Chr: Rousby.

Miles Gibson aged about 29 yeares sworne saith that in Aprill 1672 being at M^r Vanswearingens in Company wth M^r Phipps & M^r Marsh & others heard severall Discourses passe between the sd M^r Phipps & M^r Marsh about seu'all Tobaccoes & accompts belonging to the Estate of M^r Edward Maynard, and amongst w^{ch} Discourse I heard M^r Thomas Marsh offer to make up his acc^{ts} wth him the sd M^r Phipps & withall likewise sedd in yo^r Depon^{ts} hearing y^t their were seu'all h^{dd} Tob ready Rec^d for y^e sd Phipps use wth their markes & n^o also, but what answered the sd M^r Phipps made Concerning the sd acc^{ts} I Cannot Certainely Tell but for y^e Tob, w^{ch} lay ready Rec^d for y^e use afores^d the sd M^r Phipps did in yo^r Depon^{ts} hearing say to Mr Marsh after some Talke about the sd h^{dd}s of Tob that he w^{ld} send up an ord^r for y^e same by the sloop y^t Came for it, the sd M^r Marsh Replyed againe upon the same that without an ord^r he would not Deliver any for feare of further Trouble w^h sd speeches did not only passe once or twice but was Repeated oft I being Called for to testefy the same if occasion Required it, w^{ch} sd ord^r was from und^r his owne hand writing to w^{ch} sd Deposition I have hereunto set my hand this 21th November 73.

Jurat Novemb^r 21th

Miles Gibson.

1673

Tho: Dent

Chr. Rousby.

w^{ch} said Report of the said Audito^{rs}, account stated, accompt of Markes & Numbers of Tobaccoes & Depositions being Read & heard

Liber M M in p^rsence of the Attornyes of both sides; The Court gave Judgem^t according to the Report of the said Auditor^s, and the paps mentioned in the said Report were Delivered up in open Court to both ptyes according to the said Report, and ordered that Henry Phipps sufficiently Empower y^e sd Thomas Marsh for the Recovery of the said Debts due for the Pantyle as in the said Report is mentioned and it is further Considered that the said Henry Phipps Recover ag^t the said Thomas Marsh the sume of Seaven Thowsand Two hundred sixty six pounds of Tobacco the ballance of the account aforesayd, and the sayd Henry Phipps by his Attorney prayed the writ of the Lord Proprietary retornable imediate to Enquire what Damages he had susteined by Reason of the said Thomas Marsh his not accounting with him sooner, and it was by the Court graunted unto him in these words vizt.

Caecilius absolute Lord & Proprietary of the Province of Maryland and Avalon Lord Baron of Baltamore &c To the Sheriff of St Maryes County Greeting Whereas Thomas Marsh late of Ann Arundell County was sumoned of being in this Court before the Justices of the same Court at St Maryes to Render unto Henry Phipps Adm^r of the goods and Chattells of Edward Maynard Deceased his Reasonable acc^t for the time he was Receiver of the Tobacco of him the said Edward Maynard and for that the sd accounts were by this Court referred to auditor^s and the said Auditor^s not having Retorned any Damages or Costs it not being before them And because it is not Knowne what Damages the said Henry Phipps had susteined by occasion of his not accompting with the sd Henry in Reasonable time wee therefore Comaund you that you Cause to Come before the Justices of this Co^{rt} this thirteenth day of ffebruary Twelve good and lawfull men of yo^r Baliwick to enquire what Damages the said Henry Phipps has susteined aswell by occasion of the p^rmises as for the Costs and Charges by him the said Henry in that behalfe layd out hereof you are not to fayle at yo^r pill and have you there this writ. Witnes Charles Calvert Esq^o our Cap^t Gen^lall and Cheif Justice of our said Province of Maryland this thirteenth day of ffebruary in the 42th yeare of our Dominion over our sd Province of Maryland Anno^q Domini 1673.

At w^{ch} said thirteenth day of ffebruary Come aswell the said Henry Phipps by Kenelm Chiseldyne his Attorney as the said Thomas Marsh by Robert Carvile his Attorney and the Juro^s of that Jury likewise came but because his Lo^{pp}s Justices here p^rsent will advise themselves of and upon the p^rmises they have ordered the said writ of Inquiry of Damages to be put in Respit untill the first day of the next Provincial Court & the same day is given to both ptyes.

John Brookes }
 ag^t } upon an attachmt & nulla bona returned.
 Humphry Keitly }

Liber M M

John Prat } Thomas Philips late of Talbot County was attached to
 ag^t } answer to John Prat in a plea of Trespas upon the
 Tho: Philips } Case.

And whereupon the said John Prat by George Parker his Attorney Complaineth that whereas the said Thomas Philips the Eighth day of January 1665 stood indebted unto the said John in the Just sume and quantity of 380^l of good Marchantable Tobacco in Casque To be pd on the Demaund in the Island Creeke in Choptanke River Notwithstanding the said Thomas though often Required the aforesayd sume and quantity of 380^l Tob in Casque to the sd John hath not as yet pd but the same to him to pay doth deny and Refuse whereupon the sd John saith he is Damnified and hath losse to the vallue of Eight hundred pounds of Tobacco & Casque And thereupon he bringeth his suite.

And the sd Thomas Philips by Vincent Lowe his Attorney Cometh & Defendeth the force & injury when &c and saith he Did not assume upon himself in manner & forme as the pⁿ aforesayd hath alledged and of this he puts himself upon the Country.

And now here at this day to wit the 10th day of ffebruary in the 42th yeare of y^e Dominion of Caecilius & Anno^o Domini 1673. the Justices ordered the said John Prat to Joine issue wth y^e Defend^t Philips upon his plea afd, but the said Prat suffered a nonsuite, wherefore it is Considered by the Court here that y^e sd John Prat lost his writ, and that the said Thomas Philips Recover ag^t y^e sd Prat the sume of _____ pounds of Tobacco for his Costs & the sd Prat in mercy for his false Complaint

Edward Williams } Edmond Lister being the Titular pⁿ in this Case p. 141
 ag^t } being Dead The Court Ordered the Decl to be
 Philip Shapleigh } now filed by y^e name of Edward Williams pⁿ,
 and Vincent Low is Admitted Attorney in the
 place of John Morecroft deceased, and Ordered
 that this Cause Come to tryall next Court.

John Cooper } It was alledged by the pⁿ that he had sumoned
 ag^t } Jonathan Sybrey as a witness in this Cause who not
 Mary Pine } appearing he Could not Come to tryall wherefore
 ordered by the Co^{rt} that if it appeare by the Sheriffs Retorne that
 the said Sybrey were sumoned if he appeare not, that he be fined
 500^l Tob and that this Cause be Continued untill the next Co^{rt}
 when it is ordered pemptoryly to Come to tryall. It appears not by
 the Retorne of the Sheriff of Talbot County that Ever the said

Liber M M Sybrey was summoned this Co^{rt} or that Ever any such subpoena Came to y^e Sheriffs hand.

Tho: Gannt	}	ffrancis Gunby late of St Maryes County and
ag ^t		Mathew Smith late of Calvert County were sum-
ffrancis Gunby & Mathew Smith		oned to answer unto Thomas Gannt of a plea that they Rend ^r to him the sum of six Thowsand pounds of Tobacco w ^{ch} to him they owe & unjustly Deteyne &c.

And whereupon the said Thomas by Robert Carvile his Attorney saith that whereas the said Thomas upon the 11th day of January in the 39th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1672 at Patuxent in the said County of Calvert did Demise to them the sd ffrancis & Mathew all that his plantation lyeing in the Back Creek in Patuxent aforesayd with all houses Edifices Orchards gardens Tobacco howses & other appurtenances to the said plantation belonging or in any wise appteining to have & to occupy to them the sd ffrancis & Mathew & their assignes from the sd 11th day of January in the yeare aforesayd to the End and Terme of Seaven yeares from thence next following fully to be Compleate & Ended Rendring therefore yearly during the said Terme to him the sd Thomas and his assignes the sume of 2000^l of good sound Tobacco and Casque to be pd upon the 10th day of October in Every yeare By vertu of w^{ch} Demise the afd ffrancis Gunby & Mathew Smith upon the Twelveth day of January afd in the yeare aforesayd into and upon the plantation afd wth the appurtenances did Enter and were & yet are thereof possessed, and the said sume of six thowsand pounds of Tobacco upon the 10th day of Octob^r in y^e 41th yeare of y^e sd Caecilius Annoq^{ue} Domini 1672 for three yeares Rent then due were behinde & unpaid and as yet are behinde and unpaid by w^{ch} an accōn Did accrue to the aforesayd Thomas Gannt to Require & have of them the said ffrancis & Mathew the aforesd six Thowsand pounds of Tobacco, yet the aforesd ffrancis & Mathew although often Required the afd 6000^l Tob to him the sd Thomas have not payd and as yet Doe Deny and Refuse to pay the same whereupon the said Thomas saith he is

p. 142 Damnyfied and hath losse to the vallue of Eight Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said ffrancis & Mathew by Kenelm Chiseldyne their Attorney Come & Defend the force & Injury when &c & pray liberty of speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} said Day that is to say the 10th day of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. Came the said Thomas Gannt by Robert Carvile his Attorney and offered himself ag^t y^e sd ffrancis & Mathew of and upon y^e p^rmisses and the said Mathew appeared not but made Default but the said

ffrancis appeared by Kenelm Chiseldyn his Attorney and Defended the force & Injury when &c and saith he doth not owe the sd Thomas the sd sume of 6000^l of Tob nor any pt thereof in manner & forme as y^e pⁿ above in his Declaracoñ hath Declared ag^t him & of this he puts himself upon the Country and the said Thomas likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come here immediately Twelve &c.

And the said Thomas & ffrancis appearing by their Attornyes afd and the Juro^{rs} afd being Called appeared; and y^e said ffrancis when the Jury were Called to y^e booke, refused to Come to tryall but made Default wherefore it is Considered by the Court here that Judgt be awarded ag^t y^e said ffrancis Gunby and Mathew Smith upon y^e plaint aforesd by y^e sd Thomas Gannt brought by Default and that the said Thomas Gannt Recover ag^t the said ffrancis Gunby and Mathew Smith aswell the sd sume of six Thowsand pounds of Tobacco his Debt aforesayd as also the sume of nine hundred forty foure pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said ffrancis & Mathew in mercy &c

Joseph Sumner } In this Cause the Decl being filed and y^e plea also
ag^t } & the issue not Joyned by the pⁿ, and the pⁿ not
Tho Long } appearing by himself or Attorney, and the Sheriff
of Baltimore County affirming to the Court here that the sd pⁿ did
tell him that he Resolved to trouble himself no further about the
matter in question, the Def^t Craved a non suite, w^{ch} was by the
Court awarded ag^t the said Joseph Sumner for not psecuting his
plaint ag^t the said Long, and further ordered that the said Thomas
Long Recover ag^t the sd Joseph Sumner the sume of eight hundred
& fifty pounds of Tobacco for his Costs and the sd Joseph in mercy
for his false Complaint &c

Samuell Winslow	}	In these five Causes M ^r John Morecroft De- ceased being Attorney for y ^e Respective p ^{ns} who are not Inhabitants in this Province & Could not so soone have notice of their Attornyes Death, The Court Continued the sd Causes un- till the next Provincial Court.
ag ^t		
John Bowles		
The same		
ag ^t		
The same		
The same		
ag ^t		
The same		
William Barret		
ag ^t	}	
Tho Howell & ux		
W ^m Wheately		
ag ^t	}	
The same		

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Liber M M John England & Tho Jones }
 ag^t } The Defend^t filed his plea this Court the
 Randall Revell } Cause to Come to tryall y^e next Court.

Demetrius Cartwright } Henry Kircoven late of Ann Arundell County
 ag^t } otherwise Called Henry Kircoven of the
 Henry Kircoven } Clifts in Calvert County planter was Sum-
 moned to answere unto Demetrius Cartwright in a plea that he Rend^r
 unto him the sum of Eight hundred pounds of Tobacco w^{ch} to him
 he oweth & unjustly Deteineth

And whereupon the said Demetrius by Kenelm Chiseldyne his At-
 torney saith that whereas the said Henry the 27th day of October in
 the yeare of o^r Lord 1671 by his Certeine writing obligatory sealed wth
 the seale of the sd Henry here in Court pduced whose date is the
 same day & yeare abovewritten did acknowledge himself to owe &
 stand indebted unto the sd Demetrius Cartwright of St Leonards in
 Calvert County Inholder the full & Just sume of 800^l of good sound
 marchantable Tobacco and Casque to be payd at some Convenient
 place in the Clifts in the County aforesayd on Demaund unto the
 said Demetrius Cartwright his heires Executo^{rs} Adm^{rs} or assignes
 upon Demaund, to y^e w^{ch} paym^t well & truly to be made he did binde
 himselfe his heires Executo^{rs} and Adm^{rs} firmly by these p^rsents,
 Notwthstanding w^{ch} the sd Henry the sd sume of 800^l Tob though
 often Required hath not payd according to the Teno^r of the said
 bill but the same to pay altogether Denyes to the Damage of the
 said Demetrius Twelve hundred pounds of Tobacco and thereupon
 he bringeth his suite.

And the said Henry Kircoven by Thomas Bland his Attorney
 Cometh and Defendeth the force & Injury when &c & saith nothing
 in barre of the sd Demetrius of the Debt aforesayd wherefore it is
 Considered by the Court here that the said Demetrius Cartwright
 Recover ag^t the said Henry Kircoven aswell the said Eight hundred
 pounds of Tobacco his Debt afd as also the sume of three hundred &
 forty pounds Tob for costs & y^e sd Henry in mercy &c

p. 144 John Ingram }
 ag^t }
 George Cowley } These Two Causes are Continued untill the
 Thomas Mountfort } next Provincial Court.
 ag^t }
 Samuel Hatton }

Richard Edelen } James Thompson late of Calvert County otherwise
 ag^t } called James Thompson of Calvert County in the
 James Thompson } Province of Maryland was summoned to answere
 unto Richard Edelen in a plea that he Rend^r unto him the sume of

Twenty Thowsand pounds of Tobacco w^{ch} to him he oweth & un- Liber M M
justly Deteineth &c

And whereupon the said Richard by Robert Carvile his Attorney saith that whereas the sd James upon the 31th day of July in the yeare of our Lord 1671 by his Certeine obligacōn or writing obligatory sealed wth y^e seale of him the sd James and here in Court pduced whose date is the day and yeare aforesayd did acknowledge himself to owe & stand Indebted unto the sd Richard the sume of 20000^l of good sound Marchantable Tobacco in Casque to be payd to the said Richard upon Demaund, Yet Notwithstanding the sd James though often thereunto Required the said sume of Twenty Thowsand pounds of Tobacco to him the sd Richard according to the said writing obligatory hath not payd but the same to pay hath hitherto Denyed and Refused to pay and still Doth Deny and Refuse to pay the said Twenty Thowsand pounds of Tobacco to him the sd Richard whereupon he saith he is Damnified and hath losse to y^e vallue of 20000^l of Tob and thereupon he bringeth his suite.

And the said James by Kenelm Chiseldyne his Attorney cometh & Defends the force & injury when &c & prayeth the hearing of y^e sd obligacōn & it is read unto him & he prayeth likewise the hearing of y^e Condicion of the sd obligacōn and it is Read unto him in these words following. The Condicion of this obligacōn is such that if the abovebounden James Thompson shall Keepe & save harmlesse the sd Richard Edelen and his heires from a bond passed by the said Edelen in behalfe of the sd Thompson unto John Allen bearing date wth these p^rsents for the sume of Twelve Thowsand pounds of Tobacco in Casque & shall Deliver or Cause to be Delivered unto the sd Edelen his sd bond wthout Trouble or any mollestacōn w^{so}ever occasioned by meanes of y^e sd bond by Christmas next come Twelve moneth then this obligacōn to be voyd & of none Effect otherwise to stand & be in full force & vertu. and Effectual in Law, w^{ch} being read & heard the sd James prayeth liberty of speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both ptyes.

At w^{ch} Day to wit the 10th of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673: Came the said Richard Edelen by Robert Carvile his Attorney and the said James Thompson came not but made default wherefore it is Considered by y^e Court here that the said Richard Edelen Recover ag^t the sd James Thompson aswell the said sume of Twenty Thowsand pounds of Tobo aforesd as also the sume of three hundred fifty One pounds of Tobacco for his Costs and the said James in mercy &c

Thomas Bland	} This Cause is Continued untill the next Provincial p. 145
ag ^t	
Thomas Gannt	

Court.

Liber M M Philip Shapleigh } The Defend^t having appeared by Vincent Lowe
 ag^t } his Attorney who will pleade in time to Come to
 John Steward } tryall next Court.

Philip Shapleigh } John Brookes late of Dorchester County otherwise
 ag^t } Called John Brookes of Dorchester County Chirur-
 John Brookes } gion was sumoned to answere unto Philip Shap-
 leigh & Joyce his wife Executrix of the goods & Chattells of Daniel
 Holland Deceased in a plea that he Rend^r unto them the Sum^e of
 One Thowsand six hundred Seaventy Two pounds of Tobacco w^{ch}
 from them he unjustly Deteineth.

And whereupon the said Philip and Joyce by Kenelm Chiseldyne their Attorney saith that whereas the said John Brookes the thirteenth day of ffebruary in y^e yeare of our Lord 1671. by his Certaine writing obligatory sealed wth the seale of the said John here in Court pduced whose date is the same day and yeare abovewritten did binde himself his heires Executo^{rs} Adm^{rs} to pay or Cause to be payd unto the said Daniel Holland of the same County his heires Executo^{rs} Adm^{rs} the full & Just sum^e of One Thowsand six hundred seaventy Two pounds of Tobacco in Caske according to act of Assembly due to be payd according to act of Assembly the last of November next Ensueing the date hereof at some Convenient place in the abovesd County Notwth standing w^{ch} the said John Brookes the sd sum^e of 1672^l of Tob according to the Teno^r of the sd bill hath not payd though often thereunto Required to the sd Daniel Holland while he was living nor to the said Joyce whilst she was sole nor to the sd Philip and Joyce since Espowsalls but the same to pay altogether Denyes to the Damage of the sd Philip & Joyce 3000^l Tob. & thereupon they bring their suite. and the sd Philip and Joyce bringeth also here in Court the L^{res} Testamentary of the sd Daniel that it may appeare to the Court here that she is Executrix of the same & thereupon hath Admcōn.

And the said John by Robert Carville his Attorney Cometh & Defendeth the force & injury when &c & prayeth the hearing of the writing obligatory aforesd and it is Read unto him w^{ch} being Read & heard he sayth that the said Philip & his wife ought not to have their accōn ag^t him for y^t he saith that the said writing obligatory is not his act & Deed of this he puts himself upon the Judg^t of the Co^{rt} if the sd p^{rs} their accōn aforesd ought to have ag^t him the sd John.

And now here at this day to wit y^e 10th of ffeb: 1673. Came the said Philip & Joyce by the sd Kenelm their Attorney & offered themselves ag^t the said John Brookes of & upon the p^mises & the said John Brookes appeared not but made Default wherefore it is Considered by the Co^{rt} here that the sd Philip & Joyce Recover ag^t the sd John Brookes as well the sd sum^e of One Thowsand six hundred

Seaventy Two pounds of Tobacco his Debt aforesd, as also the **Liber M M** sume of three hundred and forty pounds of Tobacco Costs and the sd John in mercy &c.

Raymond Stapleford }
ag^t } The Defend^t put in his plea this Court and **p. 146**
John Balley } this Cause continued untill the next Court.

John Litchington }
ag^t } Luke Gardner gentl Sheriff of the County of
Luke Gardner } St Maryes was sumoned to answere unto John
Litchington of a plea that he Rend^r unto him One
hundred & Twenty pounds sterling & six hundred
and fifty pounds of Tobacco w^{ch} to him he oweth
& unjustly Deteyneth.

And whereupon the said John Litchington by Kenelm Chiseldyne his Attorney saith that whereas the said John Litchington formerly that is to say at a Provincial Court held on the 11th day of ffebruary in the 41th year of the Right hono^{ble} Caecilius absolute Lord and Proprietary of this Province before the Justices of the said Lord Proprietary at the said Citty of St Maryes thereunto assigned by Kenelm Chiseldyn his Attorney Came & brought then there in the sd Court his Certeine action ag^t one John Maltby in a plea of Trespas on the Case the Teno^r whereof followeth in these words.

Comaund was given to the Sheriff of St Maryes County that he should take John Maltby late of St Maryes County Marchant and him safely Keepe so y^t he may have his body before the Justices of the Provincial Court to be holden at the Citty of St Maryes the 11th day of ffebruary next to answere unto John Litchington of a plea of Trespas on the case at w^{ch} sd day Came aswell the sd John Litchington by Kenelm Chiseldyne his Attorney as the sd Maltby in his pp pson by the Sheriff of the County aforesayd brought to the barre and the sd Sheriff now Retornes that he tooke the body of the said Defend^t, and that he now had him ready, upon w^{ch} the said Defend^t being ordered by the Court here to put in speciall Bayle in the sd Court here to answere the sd action & pay the Condemnacōn or rend^r his body to the Keep of the prison of the Lord Proprietary if he should in y^e said action be Convict, the sd Defend^t Rendered himself to y^e prison aforesayd upon which the said John Maltby is by the Court Comitted to the sd prison therefor to Remaine untill he shall pforme the sd ord^r.

John Maltby late of St Maryes Citty Marchant was attached to answere unto John Litchington in a plea of Trespas upon the Case.

And whereupon the said John Litchington by Kenelm Chiseldyne his Attorney Complaineth that whereas the sd John Maltby the 13th day of December in the year of our Lord 1671. at New Yorke

Liber M M in the County of New Yorke did in psuance of a Certeine Contract and Charterpty made betweene them the sd John Litchington Mariner Master & pt owner of the good ship Called the Mary of London of the one pty and the sd John Maltby by the name of John Maltby of New haven in New England Marchant on the other pty had given & Delivered unto the sd John Litchington his bill of Exchange according to the use of Marchants to one John Nethway Marchant in ffall Directed, and by the same his bill of Exchange had apointed and authorised him the sd John Nethway to pay unto him the sd John Litchington the sume of One hundred & Twenty pounds sterling
p. 147 at ten dayes sight of the said bill of Exchange, the said John Maltby did then & there assume upon himself, and in Consideracō thereof to the said John Litchington did faithfully pmise that if the sd John Nethway should not Content satisfy & pay unto the sd John Litchington the sd sume of 120^l sterl at Tenn dayes sight according to the Teno^r & Effect of the said bill of Exchange that he y^e sd John Maltby the sd sume of 120^l sterl to him the sd John Litchington when thereunto Required would well & truly Content & pay, and the said John Litchington in fact saith that he the said John Litchington did shew the 27th day of January 1671 the sd bill of Exchange of 120^l Sterl unto the sd John Nethway & Required him the sd John Nethway to pay the sd sume of 120^l sterl according to the Teno^r of the said bill of Exchange w^{ch} sd bill of Exchange the sd John Nethway wholly Refused and Denied to accept & pay whereby action hath accrued to the sd John Litchington to Require & have of the sd John Maltby the sd 120^l Sterl, Notwthstanding w^{ch} the sd John Maltby his sd pmise & assumption as aforesd made little regarding but Devising and fraudulently intending him the sd Litchington the sd 120^l sterling to Defraud and Deceive the sd 120^l sterl though often Required to him the sd John Litchington according to his promise hath not payd but the same altogether Denyes

And the said John Maltby by Vincent Lowe his Attorney Cometh & Defendeth the wrong & Injury when &c and saith that he did not assume & pmise in manner & forme as the sd John Litchington hath above Declared ag^t him & of this he puts himself upon the Country and the sd John Litchington likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come before the Justices of the next Provincial Court to be held at the City of St Maryes the 11th day of ffebruary next being the first day of the same Court; Twelve &c by whom &c who neither &c because aswell &c to Recognize &c & the same day is given to both ptyes.

At w^{ch} day that is to say the 11th day of ffebruary in the 41th yeare of the Dominion of Caecilius &c Annoq; Domini 1672 Came aswell the sd John Litchington by Kenelm Chiseldyne his Attorney as the sd John Maltby by Vincent Lowe his Attorney & the Juro^{rs} of that

Jury likewise Came towit, Thomas Paine Richard Loyd Randall
 Hanson Marmaduke Sym Henry Hide George Beckwith Richard
 Ladd Robert Tyler George Johnson W^m Thompson, Job Walton
 and Joshua Doyne who to say the truth in the p^rmises being Elected
 tryed & sworne upon their oathes doe say that they finde for y^e p^rt
 One hundred & Twenty pounds Sterl for Damages wth Costs of suite
 wherefore it is Considered by the Court here that the sd John Litch-
 ington Recover ag^t the sd John Maltby aswell the sd sume of 120^l
 sterl for his Damages in this behalfe Sustained as also the sume of
 650^l of Tob for his Cost and Charges in this behalfe Expended
 and the sayd John Maltby in mercy &c

Liber M M

And Afterwards to wit the same day before the said Justices the
 said Defend^t John Maltby being Convict by the Judgem^t of the Court
 here to pay the said John Litchington as well the said sume of One
 hundred & twenty pounds sterling for his Damages by Reason of the
 p^rmises as also the sume of six hundred & fifty pounds of Tobacco
 for Costs of suite by him Expended in & about the psecution of the
 said suite thereupon the said Defend^t John Maltby is by the Court
 Committed to the Keepers of the prison of the said Lord Proprietary
 in Execution for the said One hundred & Twenty pounds sterling.
 and the said six hundred & fifty pounds of Tobacco costs there to
 Remaine until he hath satisfied the said John Litchington the said
 sume of 120^l sterling and the said sume of 650^l Tobacco whereof
 by the Judgem^t of the Court he is Convict as aforesayd.

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By p^rtence whereof the said Luke the said Eleaventh day of febru-
 ary in the said 41th yeare of the Dominion of Caecilius &c aforesayd
 at the barre of the said Court into his Custody tooke and him so into
 his Custody taken did leade to the prison of him the said Lord Pro-
 prietary at the plantation of him the sd Luke in the sd County of
 St Maryes and him the sd John in the prison of him the sd Lord
 Proprietary at the plantation of him the sd Luke aforesayd in the
 sd County of St Maryes in his Custody had in Execution of and for
 the said Debt of one hundred & twenty pounds sterling & 650^l To-
 bacco costs of suite untill y^e 2^d day of May in y^e 41th yeare afd &
 him y^e sd Jn^o Maltby so in Execution for y^e sd 120^l sterl & 650^l tob
 costs of suite und^r the Custody of the sd Luke then Sheriff of the
 sd County of St Maryes and Keep of the prison of the sd Lord
 Proprietary being, the same Luke afterwards that is to say the same
 second day of May in the 41th yeare aforesd at Cannow Neck in the
 County of St Maryes aforesayd the same John Maltby wthout leave
 and ag^t the will of him the sd John Litchington out of the Custody
 of him the sd Luke suffered to Escape & to goe at large whether he
 would the said John Litchington for the said One Hundred & Twenty
 pounds Sterl & six hundred and fifty pounds of Tobacco costs of
 suite or any penny thereof then being altogether unsatisfied by
 w^{ch} an acc^on Doth accrue unto the sd John Litchington to Require &

Liber M M have of the sd Luke the sd One hundred & Twenty pounds sterling & six hundred and fifty pounds of Tobacco notwthstanding w^{ch} the sd Luke though often Requested the sd sume of 120^l ster^l & 650^l of Tobacco hath not payd to the sd John Litchington but the same to him to pay hath altogether refused and still doth Refuse whereupon he saith he is Damnified and hath losse to y^e vallue of One hundred and fifty pounds sterling & thereupon he bringeth his suite.

And the sd Luke Gardner by Robert Carvile his Attorney Cometh & Defendeth the force & injury when &c and sayth that he the sd Luke doth not owe to him the sd John the sd sume of One hundred and Twenty pounds sterling & six hundred and fifty pounds of Tobacco or any penny or pt thereof in manner & forme as the sd John hath above Declared ag^t him, and of this he puts himself upon the Country and the sd John Litchington likewise

Therefore Comaund is given to the Coroner of St Maryes County
 p. 149 that he cause to Come before the Justices of the next Provincial Court, to be held at the Citty of St Maryes the Tenth day of ffebruary next being the first day of the said Court twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes.

At w^{ch} day that is to say the Tenth day of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673 Came aswell the said John Litchington by Kenelm Chiseldyne his Attorney as the said Luke Gardner by Robert Carvile his Attorney and the Juro^{rs} of that Jury likewise Came to wit William Stevens William Boarman Robert Henley William Groome James Bowling Daniel Clocker Henry Bonner Walter Hall Thomas Momford John Brooke Leonard Green and John Shankes who to say the truth in the p^mises being Elected tryed and sworne upon their oathes doe say that they finde for the Defend^t with Costs of suite, wherefore it is Considered by the Court here that the sd Luke Gardner recover ag^t the sd John Litchington the sume of _____ pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said John Litchington in mercy &c.

John Litchington	} Luke Gardner gentl Sheriff of the County of St Maryes was sumoned to answere unto John Litchington in a plea that he Rend ^r unto him the sume of Twenty Thowsand six hundred and fifty pounds of Tobacco w ^{ch} to him he oweth and unjustly Deteineth &c.
ag ^t Luke Gardner	

And whereupon the said John Litchington by Kenelm Chiseldyne his Attorney saith that whereas the sd John Litchington formerly that is to say at a Provincial Co^{rt} held on the Eleaventh day of ffebruary in the 41th yeare of the Right hono^{ble} Caecilius absolute Lord and Proprietary of this Province before the Justices of the said

Lord Proprietary at the Citty of St Maryes thereunto assigned by **Liber M M**
 Kenelm Chiseldyne his Attorney Came and brought then there in
 the said Court his Certeine action ag^t one John Maltby in a plea of
 Trespas upon the Case, the Teno^r whereof followeth in these words.
 Comaund was given to the Sheriff of St Maryes County that he
 should take John Maltby late of St Maryes Citty Marchant and
 him safely Keepe so that he have his body before the Justices of the
 Provincial Court to be held at the Citty of St Maryes the 11th day
 of ffebruary next to answere unto John Litchington of a plea of
 Trespas upon the Case at w^{ch} sd day came aswell the sd John Litch-
 ington by Kenelm Chiseldyne his Attorney as the sd Maltby in his
 pp pson by the Sheriff of the County aforesayd brought to the barre,
 and the sd Sheriff now Retornes that he tooke the body of the sd
 Defend^t & that he now had him Ready upon w^{ch} the sd Defend^t
 being ordered by the Court here to put in Special bayle in the sd
 Courte here to answere the sd action & pay the Condemnacōn or
 rend^r his body to the Keepe of the prison of the Lord Proprietary
 if he should in the sd action be Convict the said Defend^t Rendered
 himself to the prison aforesayd upon w^{ch} the sd John Maltby is by
 the Court Comitted to the sd prison therefor to Remaine untill he
 shall pforme the said ord^r.

John Maltby late of the Citty of St Maryes Marchant was attached
 to answere unto John Litchington in a plea of Trespas upon the
 Case.

And whereupon the said John Litchington by Kenelm Chiseldyne
 his Attorney Complaineth that whereas the sd John Maltby by the **p. 150**
 name of John Maltby Marchant by a certeine writing obligatory bear-
 ing date the 23th day of November in the 23th yeare of his Majestyes
 Reigne Annoq³ Domini 1671 did Covenant bargaine and agree with
 one John Quigley by the name of John Quigley of Virginia Marchant
 that the sd John Maltby and one certeine John Nethway or Either
 of them or their ord^r should well and truly Deliver to the said John
 Quigley or his ord^r at the arrivall of the said ship called the Mary
 of London whereof John Litchington is Comaund^r and then Riding
 at Anchor in the Governm^t of New Jersey and bound for ffall and
 thence to Virginia to say fifty Pypes of Marchantable ffall wines
 to be Rack^t and full upon the Receipt whereof the sd John Quigley
 did thereby pmise to pay unto the abovenamed ptyes or their ord^r
 the sume of One Thowsand Two hundred pounds of good Mar-
 chantable Tobacco and Casque to be punctually Delivered within
 thirty dayes after the said ships arivall in Virginia w^{thout} fraud or
 further delay for the Just and true pformance of w^{ch} bargaine or
 Contract they seu^rally bound themselves their heires Executo^{rs} Ad-
 ministrators in the sume of five hundred pounds sterling to be
 leavyed on the pty that shall not pforme that agreem^t as by the said
 writings sealed with the seales of y^e sd John Maltby and John Quig-

Liber M M ley fully appeareth and whereas the sd John Litchington afterwards to wit the 29th of Novemb^r aforesd in y^e yeare afd did at the speciall Instance & Request of him the sd John Maltby by a Certeine writing obligatory whose date is the day and yeare aforesd for the greater security & true pformance of the sd bargain and agreem^t the said John Litchington to the sd John Quigley together with the said John Maltby at the Request of the same John Maltby graunted himself to be holden to the sd John Quigley in the sume of five hundred pounds sterling with Condicion for pformance of the sd agreem^t & himself ag^t the sd John Quigley in pledge put for the sd five hundred pounds sterling to be p^d unto the sd John Quigley upon Non pformance of the sd bargain w^{ch} sd Contract so as aforesd made betweene the sd John Maltby & the sd John Quigley the s^d John Maltby principall D^r at the arivall of the sd ship the sd fifty pypes of wyne according to the Condition did not Deliver but the same to him to deliver altogether refused whereby the same John Quigley afterwards to wit the ninth day of October in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1672 at the Citty of St Maryes by a Certeine plaint ag^t the sd John Litchington before his Lo^{pp^s} Justices of the Provincial Court leavyed for y^e sd 500^l by vertu of w^{ch} plaint the sd John Litchington was by a writ issued out of the sd Provincial Court Retornable the Eleaventh day of December to the Sheriff of St Maryes County Directed was by the said Sheriff arrested for y^e sd debt of 500^l sterl and by vertu of the same the said 500^l sterl to y^e sd John Quigley payd and gave satisfaction therefore, Neverthelesse the same John Maltby although often Requested him the sd John Litchington ag^t the sd John Quigley for the sd 500^l sterl whereof he put himself pledge ag^t the same for

p. 151 the same John Maltby hath not acquitted but him to acquit gain-sayd and him hitherto acquit gainesaith whereupon the sd John Litchington is Damnified and hath damage to the vallue of five hundred pounds sterling and thereupon he bringeth his suite.

And the said John Maltby by Vincent Lowe his Attorney cometh and defendeth the force & Injury &c and saith he is in no wise guilty of the p^rmises in such manner & forme as the said John Litchington hath by his Declaration objected ag^t him and of this he puts himself upon the Country and the said John Litchington likewise

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come before the Justices of the Provincial Court at the Citty of St Maryes on the Eleaventh day of ffebruary next being the first day of the same Court, Twelve &c by whome &c who neither &c because aswell &c to Recognize &c & the same day is given to both ptyes

At which day that is to say the 11th day of ffebruary in the 41th year of the Dominion of Caecilius &c annoq^{ue} Domini 1672 Came

aswell the said John Litchington by Kenelm Chiseldyne his Attorney Liber M M
 as the said John Maltby by Vincent Lowe his Attorney and the
 Juro^{rs} of that Jury likewise Came to wit Thomas Paine Richard
 Loyd Randall Hanson Marmaduke Semms Henry Hyde George
 Beckwith Richard Ladd Robert Tyler George Johnson William
 Thompson Job Walton and Joshua Doyne who to say the truth in
 the p^rises being Elected tryed & sworne upon their oathes doe say
 that they finde for y^e p^rft Twenty Thowsand pounds of Tobacco
 Damages & Costs of suite wherefore it is by the Court here Con-
 sidered that the said John Litchington Recover ag^t the sd John
 Maltby aswell the sd sume of Twenty Thowsand pounds of Tob
 for his damages in this behalfe susteined as also the sume of six
 hundred and fifty pounds of Tobacco for his Costs and Charges
 about the suite Expended, and the said John Maltby in mercy &c.

And afterwards to wit the same day before the sd Justices the
 sd Def^t John Maltby being Convict by the Judg^t of the Court here
 to pay the sd John Litchington aswell the said sume of Twenty
 Thowsand pounds of Tobacco for his Damages by occasion of the
 p^rises as also the sume of six hundred and fifty pounds of Tobacco
 for his Costs of suite by him Expended in & about the psecution of
 the sd suite thereupon the sd Def^t John Maltby is by the Court
 Comitted to the Keep of the prison of the Lord Prop^ry in Execution
 for y^e sd 20000^l Tob & y^e said 650^l Tob Costs their to Remaine
 untill he hath satisfied the sd John Litchington the said sume of
 20650^l Tob whereof by the Judg^t of the sd Court he is Convicted
 as aforesd.

By p^rtence whereof the sd Luke the 7th day of ffebruary in the
 said 41th yeare of the Dominion of Caecilius &c aforesd at the barre
 of the sd Court into his Custody tooke & him so into his Custody
 taken did leade to the prison of him the sd Lord Prop^ry at the planta-
 tion of him the sd Luke aforesd in the sd County of St Maryes &
 him the sd John in the prison of him the sd Lord Prop^ry at the
 plantation of him the sd Luke aforesd in the sd County of St Maryes
 in his Custody had in Execution of and for the sd Debt of 20000^l
 of Tob & 650^l Tob costs of suite untill the second day of May in
 the 41th yeare afd and him the sd John Maltby so in Execution for
 the sd 20000^l Tob & 650^l Tob Costs of suite under the Custody
 of the sd Luke then high Sheriff of the County of St Maryes and
 Keep of the prison of the sd Lord Prop^ry being the same Luke p. 152
 afterwards that is to say the same second day of May in the one &
 fortieth yeare aforesayd at Cannow Neck in the County of St Maryes
 aforesd the same John Maltby without leave and against the will
 of him the sd John Litchington out of the Custody of him the said
 Luke suffered to Escape & to goe at Large whether he would the
 sd John Litchington for the sd Twenty Thowsand pounds of To-
 bacco & six hundred & fifty pounds of Tobacco costs of suite or any

Liber M M penny thereof then being altogether unsatisfied by w^{ch} an accōn doth accrue unto the sd John Litchington to Require & have of the said Luke the sd 20000^l Tob & 650^l Tob costs of suite Notwthstanding w^{ch} the sd Luke though often Required the sd sūme of 20650^l Tob hath not pd to the sd John Litchington but the same to him to pay hath altogether refused & still doth Refuse whereupon he saith he is Damnified and hath losse to the vallue of 40000^l Tob & thereupon he bringeth his suite.

And the sd Luke Gardner by Robert Carville his Attorney Cometh & Defendeth the force & injury when &c and saith that he the sd Luke doth not owe unto the sd John the sd sūme of 20650^l Tob or any pt thereof in manner & forme as the sd John hath above Declared ag^t him and of this he puts himself upon the Country and the sd John Litchington likewise.

Therefore Comaund is given unto the Coron^r of St Maryes County that he Cause to Come before the Justices of the next Provincial Court twelve &c by whome &c who neither &c because aswell &c to Recognize &c and the same day is given to both pytes

At w^{ch} day that is to say the tenth day of ffebruary in the 42th yeare of y^e Dominion of Caecilius &c Annoq^{ue} Domini 1673. before the said Justices Came the said Defend^t Luke Gardner by Robert Carville his Attorney & the said p^r John Litchington being solemnly Called to psecute his said writ appeared not whereupon the said Deft Craved a Nonsuite might be awarded ag^t him; and the Court ordered the same, wherefore it is Considered by the Court that the sd John Litchington lose his writ in this behalfe sued out and have no benefit thereby and that the sd Luke Gardner Recover ag^t the sd John Litchington the sūme of _____ pounds of Tobacco for his Costs and Charges in this behalfe Expended and the said John in mercy for his false Complaint

John Charlesworth	} Mathias Decosta late of St Maryes County
ag ^t	
Mathias Decosta	} planter was sūmōned to answeare unto John Charlesworth in a plea of Trespas upon the case

And whereupon the sd John by Kenelm Chiseldyne his Attorney Complaineth y^t whereas the sd Mathias the _____ day of _____ in the yeare of our Lord 1672 Depted this Province and left George Charlesworth of the sd County his Attorney gen^{ally} to act & Doe for the said Mathias in his absence what the said George should thinke fit & Convenient, the sd George Charlesworth afterwards to wit the 10th day of March in the yeare aforesayd did by Articles of agreem^t und^r hand & seale Covenant & Agree wth the sd John Charlesworth as an Overseere to looke after & take Charge of what servants stock and Cattle and other thinges w^{ch} was then upon the plantation of the sd Mathias and by the sd writing the

sd George did oblige himself to give unto the sd John the halfe of the Corne and Tobacco that should be made upon the sd plantation that yeare afterwards the said Mathias arriving in this Province did the 28th day of Aprill in the yeare of our Lord 1673 in Consideracōn that the said John Charlesworth at the speciall instance & Request of him the sd Mathias would Release and Discharge him the sd Mathias from the aforesd Covenant & Agreem^t made as aforesayd with the said George Charlesworth then Attorney of the sd Mathias, and helpe the said Mathias servants to hill what Ground was left unhilled for the making of that yeares Crop, and would make Choice and accept of ground to plant fifteene Thowsand plants on, the said Mathias did assume upon himself and to the said John Charlesworth did faithfully pmise, that he the sd Mathias would let the said John Charlesworth ground sufficient to plant 15000 plants of Tobacco for that p^rsent yeare and that the servants of the said Mathias should helpe him the sd John to hill 15000 hills for the same, and the said John in fact saith that he the said John did Release and Discharge the sd Mathias from the sd Articles of Agreem^t made as aforesayd, and Did helpe the sd Mathias his servants to hill what ground was left unhilled for that yeares Cropp and Did make Choyce of ground to plant 15000 plants upon and had hilled the Majo^r pt of the sd Ground, Notwithstanding w^{ch} the sd Mathias according to his promise the sd ground for fifteene Thowsand plants, and his servants to helpe to hill the same though often Required to him the sd John hath not Rendered but the same hath altogether denyed and Refused or any satisfaction for the same to him the sd John to make doth still Deny and Refuse to the Damage of the said John 8000^t Tob, and thereupon he bringeth his suite.

And the said Mathias by Robert Carvile his Attorney Cometh and Defendeth the force and injury when &c and saith that he Did not assume upon himself nor to the said John did promise as by the said John is above Declared ag^t him, and of this he puts himself upon the Country and the said John likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come before the Justices of the next Provincial Court to be held at the Citty of St Maryes the Tenth day of ffebruary next, Twelve &c by whom &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes.

At w^{ch} day that is to say the 10th day of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. Came aswell the sd John Charlesworth by Kenelm Chiseldyne his Attorney as the said Mathias Decosta by Robert Carvile his Attorney and the Juro^{rs} of that Jury likewise came to wit William Groome Edmond Webb Vincent Atchinson John Nuthall Michael Miller Henry Jowles Robert Waterson John Wright Walter Hall Rog^r Baker and Thomas Spinke & James Nuthall who to say the truth in

Liber M M

p. 153

Liber M M the p^rmises being Elected Tryed & sworne upon their oathes doe say they finde for the pⁿ^t wth Costs of suite, and because the Juro^rs have not assessed what Damage the sd pⁿ^t sustained by occasion aforesayd, the Court ordered a writ of Inquiry of Damages in this Cause to issue to the Sheriff of St Maryes County Retornable next Co^rt, and Continue the Cause untill then, and the same day is given to both ptys

p. 154 John Shanks } This action of Ejectm^t being Comenced by John
ag^t } Shanks only as a Casuall Ejector ag^t Edward Con-
Edward Connery } nery, Nehemiah Blackiston and Elizabeth his wife
being Lessor p^{ts} to try the Title of a pcell of Land in Dispute
betweene the said Nehemiah Blakiston and the sd Edward, and the
Court finding it necessary that the bounds of both psons be Surveyed
by a skilfull pson according to their Respective Deeds from Thomas
Gerard Esq Deceased, and that a faire Plot & Certificate thereof
be Retorned to the Court. It is by the Court this day Ordered that
M^r Charles Boteler of the County of Calvert gentl Dep^y Surveyo^r
to the hono^{ble} Baker Brookes Esq Surveyo^r Gen^lall of this Province
be Especially appointed by this Court & is hereby appointed Em-
powered and Comaunded to lay out the lands of Nehemiah Blackiston
and Edward Connery aforesayd according to their Respective Deeds
from the sd M^r Gerard in p^rsence of the Sheriff of St Maryes County
who is hereby Comaunded and Empowered to su^mon and Empannell
a Jury upon the sd land and to Examine witnesses upon oath, that
the truth of the matter may be fully Discovered, and the said
Surveyo^r is hereby ordered to Runn his lines according to Evidence
then given and the Direction of the Jury, and to Returne a Certifi-
cate of his pceedings herein, and a fayre plot Distinctly Drawne of
the lands in question together with the Evidence that was sworne
to the next Provincial Co^rt attested und^r the hand aswell of the said
Surveyo^r as of the said Sheriff, that so his Lo^{pps} Justices here being
fully informed of the truth of the p^rmises may Doe therein as to
Justice apperteineth.

Upon a mocōn in Co^rt made by M^r Carville one of the Attorneys
of this Co^t whether the Sheriff be obliged to take special bayle upon
Rule Every action, It is by the Co^rt this Day (the act of Assembly
touching the same being Read) Ordered that the Respective Sheriffs
hereafter take Bayle to appeare only and if their be occasion for spe-
cial bayle, that then it be Required in Court by the p^{ts} Attorney.

John Wells } To the Justices of the Provincial Court.
ag^t }
Thomas Chandler & } Bee it Remembered that John Wells who aswell
William Russell } for the Lord Proprietary as for himself in this
behalf psecutes Came before Philip Calvert

Esq one of the Justices of the Provincial Court the 20th day of October in the 42th yeare of the Dominion of Caecilius &c in his pp pson and aswell for the said Lord Proprietary as for himself giveth the Court here to understand and be informed that Thomas Chandler and William Russell of Ann Arundell County Ordinary Keeps betweene the third day of Aprill in the 41th yeare of the Dominion of Caecilius &c aforesayd and the 12th day of September in the 42th yeare of the Dominion of Caecilius &c aforesayd did utter & sell and Charge to accompt to the said John Wells at seu'all times Diverse & sundry sorts of Drinke mixed with Sug^r and Lemanado not Expressing or setting Down seu'all Ingredients to the said Mixture according to the Rates by Act of Assembly limited, To wit five quarts of sack and sug^r Two quarts of sack and sug^r six bottles of sack and sug^r, six bottles of sack and sug^r foure bottles of sack and sug^r foure bottles of sack and sug^r one bottle of sack and sug^r, and one quart of sack and sug^r, one bowle of Lemenado, and one bowle of Lemenado and One Bowle of Lemenado, one quart of syder & sug^r, and one pottle of syder & sug^r ag^t the act of Assembly in this Case made and provided, whereby the same Thomas Chandler and William Russell have forfeited for Each seu'all offence the sume of five hundred pounds of Tobacco over and above the price of the said liquo^r so Charged to account which in the whole amounts to 6500^l Tob, whereupon the said John Wells aswell for the said Lord Proprietary as for himself prayeth the advise of the Court in & upon the premises and that he the said John Wells may have the moyety of the forfeiture according to the forme of the Act of Assembly aforesayd, and also that the said Thomas Chandler and William Russell may Come here into Court & answere in & upon the p^rmises. p. 155

On the backside of the foregoing informacōn was thus written. Md that this 20th day of October 1673. John Wells made oath that the offence within Charged upon Thomas Chandler and William Russell was Comitted wthin the Twelvemoneths. Philip Calvert.

And hereupon it is Comaunded to the same Thomas Chandler and William Russell that all other thinges set apt and all Excuses waved they be & psonally appeare here on Tuesday being the Eleaventh day of November next to answere in & upon the p^rmises.

At w^{ch} said Eleaventh day of November the aforesayd Thomas Chandler and William Russell by George Parker their Attorney Come and Defend the force and Injury when &c and say that they are in nothing guilty of the p^rmises layd to their Charge in manner and forme as the said John Wells who follows aswell for the Right hono^{ble} the Lord Proprietary as for himself by his Informacōn aforesayd hath above supposed and of this they put themselves upon the Country and the said John Wells who aswell &c likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come before the Justices of the next pvincial Court

Liber M M Twelve &c by whom &c who neither &c because aswell &c to Recognize &c.

At w^{ch} day that is to say the 10th Day of ffebruary in the 42th year of the Dominion of Caecilius &c Annoq^{ue} Domini 1673. Came aswell the sd John Wells who aswell &c by Vincent Low his Attorney as the said Thomas Chandler & W^m Russell by George Parker their Attorney and the Juro^{rs} of that Jury likewise Came to wit William Groome Edmond Webb Vincent Atchinson John Nuthall James Nuthall Michael Miller Thomas Walker Henry Jowles Robert Waterson John Wright Jonathan Squire and John Charlesworth who to say the truth in the p^rmisses being elected tryed & sworne upon their oathes doe say that they finde the Informac^{on} ag^t the sd Russell and Chandler to be True, whereupon it is Considered by the Court here that the said Thomas Chandler & William Russell Doe forfeit the [price] of the liquors Charged to account in the informac^{on} aforesayd as also that the [sd] John Wells who aswell &c Recover ag^t the said Thomas & William the sd sume of six Thousand five
p. 156 hundred pounds of Tobacco in the sd informac^{on} aforesayd specefyed, the one Moyety thereof to the Right hono^{ble} the Lord Proprietary, the other moyety to the said John Wells as informer due to him according to act of Assembly in this Case pvided and that the said John Wells Recover of the said Thomas & William the Sume of Seven hundred Seventy Six pounds of Tobacco more for his Costs & Charges by him Expended in and about the psecution of the aforesd informac^{on} and the sayd William & Thomas in mercy &c.

John Wells	}	To the Justices of the Provincial Court.
ag ^t		
Thomas Chandler & William Russell		

Be it Remembred that John Wells who aswell for the Lord Proprietary as for himself in this behalfe psecutes Came before Philip Calvert Esq^{ue} one of the Justices of the said Provincial Court the 20th day of October in the 42th yeare of the Dominion of Caecilius &c in his pp^{er} pson and aswell for the said Lord Proprietary as for himself giveth the Court here to understand and be informed that Thomas Chandler and W^m Russell of Ann Arundell County Ordinary Keeps between the third day of Aprill in the 41th yeare of the Dominion of Caecilius &c aforesayd & y^e ninth day of August y^a next following did utter sell and Charge to accompt to one Certaine Robert Wells at seu^rall times diverse and seu^rall sorts of liquo^{rs} as syder Rum and sack mixed with sug^r not Expressing or setting downe the seu^rall Ingredients to the said mixture according to the Rates by act of Assembly limited to wit Two gallons of syder and sug^r one gallon of syder and sugar one gallon of syder and sug^r three Pottles of syder and sug^r One pottle of syder and sug^r two gallons of syder and sug^r. one gallon of syder and sug^r one pottle

of syder and sug^r one pottle of syder and sug^r six gallons of syder and sug^r five gallons of syder and sug^r foure pottles of syder and sug^r six pottles of sider and sug^r foure quarts of syder and sug^r foure gallons of syder and sug^r one pinte of Ruum and sug^r two quarts of Rumm and sugar three bottles of sack and sug^r foure quarts of sack and sug^r against the act of Assembly in that case made and provided Whereby they the said Thomas Chandler and William Russell have forfeited for Each seu'all offence the sume of five hundred pounds of Tobacco over and above the price of the sd liquors so charged to accompt which in the whole amounts to the sume of Tenn Thowsand pounds of Tobacco, whereupon the said John Wells aswell for the said Lord Proprietary as himself in this behalfe prayeth the advice of the Court and that he the said John Wells may have the Moyety of the said forfeiture according to the forme of the sd act of Assembly and also that the said Thomas Chandler and William Russell may Come here into Court & answere in & upon the premises. Liber M M

On the backside of y^e foregoing informacōn was thus written (vizt) Memorandum that the 20th day of October 1673 John Wells made oath that the fact within Charged upon Thomas Chandler and William Russell was Committed within twelvemoneths.

Philip Calvert.

And hereupon it is Comaunded to the said Thomas Chandler and Wifm Russell that all things set apt and all Excuses waved they be and psonally appeare here on Tuesday being the Eleaventh day of November next to answere in and upon the premises &c. p. 157

At which said Eleaventh day of November the aforesayd Thomas Chandler & William Russell by George Parker their Attorney Come and Defend the force & injury when &c and say that they are in nothing guilty of the premises Layd to their Charge in manner & forme as the said John Wells who followes aswell for the Right hono^{ble} the Lord Proprietary as for himself by his informacōn aforesd hath above supposed and of this they put themselves upon the Country and the said John Wells who aswell &c likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he Cause to Come before the Justices of the next Provincial Court at the City of St Maryes the Tenth day of ffebruary next Twelve &c by whom &c who neither &c because aswell & to Recognize &c and the same day is given to both ptyes.

At w^{ch} Day that is to say the Tenth day of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1673. Came the said John Wells who aswell &c by Vincent Lowe his Attorney and offered himself ag^t the said Thomas Chandler and William Russell of and upon the p^rmisses, and the said Thomas Chandler and William Russell appeared not but made Default wherefore it is Con-

Liber M M sidered by the Court here that Judg^t be awarded ag^t the said Thomas Chandler and William Russell according to the informacōn aforesayd by Default, and that the sd Thomas and William doe forfeite the price of the liquo^r Charged to accompt in the informacōn aforesayd as also that the said John Wells who aswell &c Recover ag^t the said Thomas and William the said sūme of Tenne Thowsand pounds of Tobacco in the said informacōn aforesayd specefyed, the one Moyety thereof to the Right hono^{ble} the Lord Proprietary the other Moyety thereof to the said John Wells as Informer due to him according to act of Assembly in this Case made & provided, and that the said John Wells Recover of the said Thomas and Willm the sūme of three hundred Seventy two pounds of Tobacco more for his Costs and Charges by him Expended in and about the psecution of the aforesayd informacōn and the said William and Thomas in mercy &c.

Thomas Dent	}	Jonathan Squire late of St Maryes County Adm ^r
ag ^t		of the goods and Chattells of John Morecroft
Jonathan Squire	}	Deceased was attached to answer unto Thomas
		Dent in a plea of Trespas upon the Case.

And whereupon the said Thomas by Vincent Lowe his Attorney Complaineth that whereas the said John Morecroft the 28th day of Aprill in the yeare 1673 stood Indebted to the said Thomas Dent the sūme of Three thowsand seaven hundred and fiteene pounds of Tobacco for Diverse goods and Marchandizes sold and Delivered to the said John in his life time a pticuler whereof is here in Court pduced In Consideracōn whereof the said John did assume upon himself and to the said Thomas Did faithfully promise that he the said John when thereunto Required the sd sūme of 3715^l Tob to him the sd Thomas would well and truly content & pay, Notwithstanding
p. 158 w^{ch} the said John in his life time nor the said Jonathan since his Death to whom Admcoñ of all and singuler the goods and Chattells w^{ch} were the said Johns at the time of his Death since his Death hath beene Comitted hath not payd but the same to pay Denyes to the Damage of the sd Thomas of Two Thowsand pounds of Tob and thereupon he bringeth his suite.

And the aforesayd Jonathan Squire in his pp pson Cometh and Defendeth the force and injury when &c and saith nothing in barre of the action of the aforesayd Thomas Dent brought as aforesayd for the said sūme of three Thowsand seaven hundred and fiteene pounds of Tobacco, wherefore it is Considered by the Court here that the sd Thomas Dent Recover ag^t the said Jonathan Squire of the goods of the sd John Morecroft in his hands remaining aswell the said sūme of three thowsand seaven hundred & fiteene pounds of Tobacco his Debt aforesd as also the sūme of pounds

of Tobacco for his Costs and Charges in this behalfe Expended and **Liber M M**
the said Jonathan in mercy &c.

In a Cause Depending betweene Thomas Gannt pⁿ & Mathew Smith and ffrancis Gunby Defts: John Gittings being summoned as a witnes is allowed 150^l Tob for Charges in his attendance

Henry Bonner } Upon a scire fac upon a Judg^t formerly obtained
ag^t } ag^t the sd ffendall by Elizabeth Story Adm^x of
Josias ffendall } Walter Story deceased and now wife to the said
Henry Bonner, M^r Robert Carvile Attorney for the Defend^t Did
Engage in open Court to give a Release of Erro^r to the sd Judgem^t
and that the sd Josias ffendall should pay to the plaintiffe three hun-
dred and fifty pounds of Tobacco in full of the sd Judgem^t which
being payd the said Henry Bonner did Engage to acknowledge
upon Record satisfaction for the full of the sd Judgem^t.

Charles Delaroach	} The seu ^r all Defendts appear by their Re- spective Attornyes and imple untill the next Provincial Court and the same day is given to all ptyes.
ag ^t	
Mathew Reade	
John Balley	
ag ^t	
John Russell	
Richard Balley	
ag ^t	
William King	
Domine Bodkin	
ag ^t	
John Allen	
R ^d Covell & Tho Groves	}
ag ^t	
Henry Mitchell	

James Thompson } Upon a scire fac to the Sheriff of Charles County **p. 159**
ag^t } directed to make Knowne to the Defend^t to ap-
W^m Marlowe } peare this day to show Cause why Execution
should not issue ag^t him at the suite of the pⁿ upon a Judg^t formerly
obtained ag^t him by the pⁿ in this Co^{rt} for 378^l Tob debt & 966^l Tob
Costs in all 1344^l Tob, and the Sheriff having returned the said
writ Executed, and the said Defend^t nor any Attorney for him
appearing to show Cause to the Contrary, ordered that Execution
thereupon issue according to the sd Judgem^t.

John Balley } Comaund was given to the Sheriff of Dorchester
ag^t } County that whereas at a Provincial Court held
Raym^d Stapleford } at the City of St Maryes the 21th of December

Liber M M 1669 John Balley had and obtained a Judgem^t ag^t Raymond Stapleford for the sume of six thowsand three hundred forty five pounds of Tobacco for w^{ch} Execution issued to the Sheriff of Calvert County which said Sheriff leavyed to the vallue of three thowsand six hundred and fifty pounds of Tobacco of the goods and Chattells of the said Raymond Stapleford w^{ch} was all that Could be found in his Baliwick, out of w^{ch} sd sume was allowed the sd Sheriff five hundred pounds of Tobacco for ffees so that their Remaines yet unsatisfyed three thowsand Two hundred forty five pounds of Tobacco wth costs of suite It was therefore Comaunded to the said Sheriff that by good and lawfull men of his Baliwick he should make Knowne to the sd Raymond that he be before the sd Justices this day to show Cause if any he had why Execution should not issue forth against him for the said sume of 3245^l Tob & 125^l Tob costs of suite.

At w^{ch} sd day to wit the Tenth day of ffebruary in the 42th yeare of the Dominion of Caecilius &c Anno^q Domini 1673. Came the sd Raymond (the sd Sheriff having made Knowne to him as by the sd writ he was Comaunded) in his pp pson and no Cause did show satisfactory to the Court here why Execution should not issue ag^t him as aforesayd wherefore Ordered by the Court here that Execution issue ag^t the sd Raymond Stapleford for aswell the sd sume of 3245^l Tob as also for the sume of 125^l Tob Costs in all 3370^l Tob accordingly.

Philip Shapleigh & ux	}	The Sheriff of Somerset County having Retorned a Cepi upon these Two writs & neither of the Defend ^{ts} appearing ordered that in Each Cause the Sheriff be amerced forty shillings unless they appeare the next Co ^{rt} by themselves in pson or Attorney.
ag ^t		
Richard Patty	}	
The same		
ag ^t		
Samuell Jackson	}	

p. 160 M^r Walter Hall petitions this Court that Whereas upon the 11th day of Aprill 1672 John Balley of this County of St Maryes, was by this hono^{ble} Court Comitted prisoner into the Custody of the pet^r (being then under Sheriff of this County) and so Continued untill the 16th day of May next following, At w^{ch} time the pet^r did Rend^r the sd Balley with other prisoners up into the Custody of the new Sheriff Cap^t Luke Gardner by Indenture. But now the said Balley being at liberty Refuseth to pay the pet^r the ffees of his Imprisonm^t w^{ch} Comes to seaven hundred and Twenty pounds of Tobacco, although allowed him by this Court in his bill of Charges at suite of Cap^t James Neale, wherefore the pet^r Craveth ord^r ag^t the p^rsent Sheriff for the said ffees of 720^l Tob, who ought in Right to have secured the same from the said Balley before his Enlargem^t or else

that the sd Sheriff may take the sd Balley into Custody untill he pay Liber M M and satisfy the same unto the pet^r.

which petition being Read & heard the said Cap^t Luke Gardner here p^rsent in Court, the Justices here are all Clearly satisfied that Cap^t Gardner was bound to have secured the former Sheriffs ffees before he pted with Balley, and that he may Keepe Balley while he payes it & the Court doe ord^r the said Luke Gardner to pay unto L^t Coff John Jarbo or his ord^r the said sum of seaven hundred Twenty pounds of Tobacco ffees to him due as he was at that time high Sheriff of St Maryes County and had the said Balley so long his prisoner.

It is by the Court this day ordered that from henceforth the practice in this Co^{rt} be that no attachm^t issue ag^t any psons goods that is a Resident in the Country untill their have beene Two non est inventus's retorned by the Sheriff of Two seu^rall Capias; and upon two such non est inventus retorned as aforesd attachm^t to issue.

Tho: How of Calvert County being Retorned of a Jury & not appearing being fined 500^t Tob, the sd How made it appeare this day that he was at that time a prisoner wherefore ordered his fine be Remitted

Elizabeth Young	} The seu ^r all Sheriffs to whome these writs were Directed having Respectively Retorned upon Every one of them a Cepi, and the Defend ^{ts} appearing not by themselves or Attorney, Ordered that the said Sheriffs be in mercy 40 ^s for Each writ if they bring not y ^e Defend ^{ts} next Co ^{rt}
ag ^t	
W ^m Smith	
W ^m Worgan	
ag ^t	
Anthony Dawson	
Mathew Ward	
ag ^t	
John Scot	
John Nethway	
ag ^t	
Thomas Warner	

Richard Moy	}
ag ^t	
W ^m Baker	
Richard Moy	
ag ^t	
James Lewis	
W ^m Russell & Tho Chandler	
ag ^t	
John Wells	

p. 161

Liber M M Mary Pyne }
 ag^t }
 John Wright }
 Demetrius Cartwright }
 ag^t }
 Tho: Mountfort }
 James Nuthall }
 ag^t }
 Marke Cordea }
 Stephen Mertj }
 ag^t }
 Henry Bonner }
 Michael Miller }
 ag^t }
 W^m Head }

In these Eight seu'all Causes the Respective Defendts appeare by their pticulare Attornyes and imple untill the next Provincial Court.

Demetrius Cartwright } Comaund was given unto the Sheriff of Tal-
 ag^t } bot County that he should take John Watkins
 John Watkins } late of Talbot County otherwise Called John
 Watkins of Patuxent River in the Province of Maryland Sawyer
 so that he might have his body before the Justices of the Provincial
 Co^{rt} this p^rsent Tenth Day of ffebruary to answeare unto Demetrius
 Cartwright in a plea that he Rend^r unto him the sume of 1262^l Tob.
 w^{ch} to him he oweth & unjustly Deteineth

And whereupon the said Demetrius by Kenelm Chiseldyne his
 Attorney saith that whereas the said John the fifth day of January
 in the yeare of our Lord 1668 by his Certeine writing obligatory
 sealed wth the seale of the said John & here in Court pduced whose
 date is the same day & yeare abovewritten did acknowledge himself
 to owe & be indebted to the said Demetrius of the same place abovesd
 in the full & Just sume of 1262^l of good sound Marchantable leafe
 Tobacco in Casque, according to act of Assembly to be pd upon
 Demaund at some Convenient place in Patuxent River unto the sd
 Demetrius Cartwright his heirs Executo^{rs} Adm^{rs} or Assignes & to
 p. 162 w^{ch} paym^t well & truly to be made did binde himself his heires
 Executo^{rs} Adm^{rs} firmly by those p^rsents, Notwthstanding w^{ch} the
 sd John the sd sume of Twelve hundred sixty Two pounds of
 Tobacco according to the Teno^r of his said bill hath not payd
 though often thereunto Required but the same to pay altogether
 Denyes to the Damage of the sd Demetrius 2000^l Tob. & thereupon
 he bringeth his suite.

And now here at this day to wit the sd 10th day of ffebruary in the
 42th yeare of the Dominion of Caecilius &c Annoq; Domini 1673
 the sd Sheriff of Talbot County Retornes to the Court here that
 the sd John Watkins is not to be found in his Baliwick, whereupon
 this being the second non est Inventus Retorned in this Case the

sd Demetrius of the Court here prayeth attachm^t ag^t his goods &c Liber M M according to act of Assembly. and it is by the Court here graunted unto him Retornable y^e next Provincial Court & the same day is given to both ptyes.

Demetrius Cartwright } In this Cause the Sheriff of Calvert County
ag^t } having made no Retorne of the writ, and the
Rowland Anderson } p^t alledging that the said Defend^t was ar-
rested, M^r Robert Carville one of the Attornyes of this Court, Did
informe this Court, that the Sheriff of Calvert County tould him
that he had left a writ at home, w^{ch} he should have Retorned & that
the sd Sheriff was gone to fetch it, and the Court beleiving that it
might be this writ ag^t Anderson; Ordered by the Court here that
unlesse the sd Anderson appeare next Court in pp pson or by At-
torney that the sd Sheriff be amerced 40^s.

John Offley } Comaund was given to the Sheriff of Dorchester
ag^t } County that he should take Richard Meekins late
Richard Meekins } of Dorchester County otherwise Called R^d Meek-
ins, so that he might have his body before the Justices of the Pro-
vincial Court this p^sent Tenth day of ffebruary to answeare unto
John Offley in a plea that he Rend^r unto him the neate quantity of
One Thowsand & fifty foure pounds of neate Porke w^{ch} to him he
oweth & unjustly Deteineth.

And whereupon the sd John Offley by Kenelm Chiseldyne his
Attorney saith that whereas the sd Richard Meekins upon the 16th
day of October in the yeare of our Lord 1672 did by his Certeine
writing obligatory sealed wth the seale of the sd Richard & here in
Court pduced whose date is the same day & yeare abovewritten did
binde himself to pay or Cause to be pd to the sd John Offley at his
now Dwelling house in Patauxent River the neate quantity of Two
hundred fifty foure pounds of neate Porke good Conditioned & in p. 163
good ord^r & whereas the sd Richard Meekins the 18th day of Novem-
ber in the yeare of our Lord 1672 did by his Certeine other bill
obligatory Sealed with the seale of the said Richard here in Court
pduced whose date is the same day & yeare afores^d did binde him-
self his heires Executo^{rs} Adm^{rs} & assignes to pay or Cause to be
payd unto the said John Offley his heires Executo^{rs} Adm^{rs} or As-
signes the neate quantity of Eight hundred pounds of neate Porke
to be pd at his owne landing, Notwthstanding w^{ch} the sd Richard
Meekins the sd sume of Two hundred fifty foure pounds of porke
pt of the sd 1054^l of Porke though often thereunto Required hath
not payd according to the Teno^r of his said bill but the same denyes
nor the sd 800^l Porke residue of the sd 1054^l Porke hath not pd
according to the Teno^r of his said other bill but the same to pay

Liber M M altogether denyes to the Damage of the sd John Offley three Thousand pounds of Tobacco and thereupon he bringeth his suite.

And now here at this day to wit the sd 10th day of february in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1673. the sd Sheriff of Dorchester County Retornes that the said Richard Meekins absconds himself and lyes hid so that him he Cannot take as by the sd writ he was Comaunded. whereupon the said John Offley of the Court here prayeth attachm^t ag^t his goods &c according to act of Assembly, and it is by the Court here graunted unto him Retornable the next Provincial Court. and the same day is given to both ptyes

Constant Daniel ag ^t Richard Meekins	}	Richard Meakins late of Dorchester County otherwise called Richard Meakins of Dorchester County in the Province of Maryland was Sum ⁿ oned to answere unto Constant Daniel in a plea that he rend ^r unto him the sume of 460 ^l of good grose porke.
---	---	--

And whereupon the said Constant by Kenelm Chiseldyne his Attorney saith that whereas the said Richard the 5th Day of September in the yeare one Thowsand six hundred Seaventy and by his Certeine writing obligatory sealed with the seale of the sd Richard and here in Court pduced whose date is the same day and yeare abovewritten did binde himself his heires Executo^{rs} Adm^{rs} or assignes to pay or Cause to be payd unto the sd Constant Daniel of the County of St Maryes in the aforesd Province his heirs or assignes the full and Just sume or quantity of foure hundred & sixty pounds of good grose Porke to be Delivered at the now p^rsent Landing of William Asbiston scituate at the Lower End of the Towne in St Maryes County at or upon the Tenth day of Decemb^r next Ensueing the date thereof the sd Constant Daniel being to stand to all Damages of Coming by water Notwithstanding w^{ch} the sd Richard the sd quantity of foure hundred & sixty pounds of good
p. 164 grosse porke according to the Teno^r of his said bill though often Required hath not payd to him the sd Daniel but the same still to pay doth altogether deny to the Damage of the said Constant 2000^l Tob & thereupon he bringeth his suite.

And now here at this day to wit the said 10th day of february in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1673. the said Sheriff of Dorchester County Retornes to the Court here that the said Richard Meekins absconds himself and lyes hid so that him he Cannot take as by the said writ he was Comaunded, whereupon the said Constant Daniel of the Court here prayeth attachm^t, ag^t his goods &c according to act of Assembly and it is by the Court here graunted unto him Retornable the next Provincial Court & the same day is given to both ptyes.

Mary Thomas	}	The severall Defend ^{ts} in these actions appeare by their Respective Attorneys and imple untill the next Provincial Court.
ag ^t		
John Allen		
ffrancis Knight		
ag ^t		
John Wells		
Cornelius Comagys		
ag ^t		
John Wells		
Timothy Lindall		
ag ^t	}	
Philip Shapleigh		

Liber M M

Maryland ss. By his Excellency The Cap^t Generall.

Whereas their was graunted und^r the greate Seale of this Province unto John Harris of London Marchant a certeine pcell of land Called the Manno^r of Grafton lyeing on the Northside of Chop- tanke River on the west side of a Creeke in the sd River Called Harris' Creeke Conteyning and formly laid out for One Thowsand acres more or lesse, as by the Certifficate & Graunt thereof Remain- ing upon Record Relacōn being thereunto had more fully & more at large it doth & may appeare of w^{ch} sd pcell of land the Rent hath been behinde & unpayd since the first survey thereof so that the sd land by Reason thereof is become Elapsed and Escheated unto the sd Lord Prop^{ry} according to act of Assembly in that case provided, These are therefore to Require you Stephen Tully Sheriff of the sd County that you Enter in & upon the sd land Called the Manno^r of Grafton & of the same that yo^u make seizure for his Lo^{pps} use. and how you shall Execute this p^rcept that you Retorne unto his Lo^{pps} Justices of his Provincial Court wth this p^rcept at the City of St Maryes the Tenth day of ffebruary next Given und^r my hand and seale at Armes this Eleaventh day of December in the 42th year of the Dominion of Caecilius &c Annoq^{ue} Domini 1673.

Locus sigilli
Charles
Calvert

p. 165

To M^r Stephen Tully high Sheriff
of Talbot County These.

Underneath the foregoing p^rcept was thus written vizt I did upon the 31th day of January 1673 in the p^rsence of John Coop & Robert ffuller make seizure of the land within mentioned called Grafton by taking possession by Turfe and Twigg of a pt of the sd Manno^r in the name of the whole, and then and there marked a Chestnut Tree wth the broad arrow not finding the ould bound Tree.

Stephen Tully Sheriff

Charles Delaroch	}
ag ^t	
John Allen	}

Liber M M The same ag ^t The same Ann Neale ag ^t John Allen James Neale ag ^t John Ugate	}	The seuerall Defend ^{ts} appeare by their pticular Attornyes who respectively imple untill the next Provincial Court.
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Michael Catterton } Comaund was given to the Sheriff of Talbot
 ag^t } County that whereas at a Provincial Court held
 Timothy Goodridge } at the City of St Maryes before the Justices of
 the sd Court the 15th day of December 1669 in a suite Depending
 betweene Timothy Goodridge Adm^r of all and singuler the goods
 and Chattells of George Richardson Deceased pⁿ & Michael Catter-
 ton Defend^t a nonsuite was awarded ag^t the sd Timothy Goodridge
 & the sd Michael Catterton had Judg^t ag^t the sd Goodridge for nine
 hundred pounds of Tobacco for his Costs and Charges Expended
 in the said suite And for that Execution hath not as yet beene issued
 ag^t the sd Goodridge for the same the sd Sheriff was therefore
 Comaunded that by good and lawfull men of his Baliwick he should
 make Knowne to the sd Timothy Goodridg[e] that he be before
 the Justices of the Provincial Court to be held at the City of St
 Maryes the Tenth day of ffebruary next to show Cause if any he
 have why Execution should not be issued forth ag^t him upon the sd
 Judgem^t had & obtained ag^t him by the sd Catterton as aforesd.

p. 166 At w^{ch} Day Came the said Timothy Goodridge by Robert Carvile
 his Attorney and prayeth liberty of speaking in answere to the
 p^rmises untill the next Provincial Court whereupon the same is by
 the Court here put in Respit untill the first day of the next Pro-
 vincial Court and the same day is given to both pytes.

Henry Aspinall ag ^t Stephen Morley John Dunstan ag ^t John Allen Hugh Macgaro ag ^t Robert Doyne	}	The pticular Defend ^{ts} appeare by their seufall At- tornyes and respectively imple untill the next Pro- vincial Court.
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Jonathan Squire ag ^t Benjamin Cowell	}	Benjamin Cowell late of St Maryes County was attached to answere unto Jonathan Squire Admin- istrato ^r of the goods and Chattells of John More- croft Deceased in a plea of Trespas upon the Case.
---	---	--

And whereupon the said Jonathan Squire by Kenelm Chiseldyne **Liber M M**
 his Attorney Complaineth that whereas the said Benjamin the
 day of in the year of our Lord
 stood indebted unto the said John Morecroft in
 the full and Just sume of sixty pounds sterling money of England,
 In Consideracōn whereof the sd Benjamin did assume upon himself
 & to the said John did faithfully pmise that he the said Benjamin
 when thereunto Required the said sume of sixty pounds sterling to
 him the said John would well & truly Content & pay Notwithstand-
 ing w^{ch} the sd Benjamin the sd sume of sixty pounds sterling money
 of England to him the sd John in his life time hath not payd nor to
 the sd Jonathan since his Death to whome Admcōn of all and singu-
 lar the goods and Chattells w^{ch} were the sd Johns at the time of his
 Death since his Death was Comitted hath not pd though often there-
 unto Required but the same to pay hath & still doth Deny to the
 Damage of the sd Jonathan One hundred pounds sterling and there-
 upon he bringeth his suite.

And the said Jonathan bringeth here also into Court the L^{re} of
 Admocōn to him graunted of all and singuler the goods and Chattels
 w^{ch} were the sd Johns at the time of his Death since his Death to
 him Comitted that it may appeare to the Court here that he is
 Administrato^r of the sd John & thereupon to have the Adcoñ.

Whereupon it was Comaunded to the Sheriff of St Maryes County
 that he should take the said Benjamin Cowell if found within his
 Baliwick and him safely Keepe so that he might have his body before p. 167
 the Justices of the next Provincial Court to be holden at the City of
 St Maryes the tenth day of ffebruary next to answeare the sd Jona-
 than in the plaint aforesayd.

At w^{ch} day that is to say the Tenth day of ffebruary in the 42th
 yeare of the Dominion of Caecilius &c Annoq Domini 1673. before
 the sd Justices at the said City of St Maryes the sd Sheriff of
 St Maryes County Retornes upon the sd writ that the sd Benjamin
 Cowell is not to be found in his Baliwick. whereupon the said Jona-
 than prayed of the Court here that an attachm^t might be graunted
 him ag^t the goods and Chattells of the said Benjamin according to
 the act of Assembly in that Case pvided, and it is by the Court here
 graunted unto him Retornable the next Provincial Cour^t. and the
 same day is given to both ptyes.

Henry Beedle & Sophia his wife	} in an accōn of account. On the
ag ^t	
George Wells Deft	} backside of a Comission issuing
	} out of this Court Dated the 17 th
	} of November last past to Na-
	} thaniel Heathcot & Robert ffrank-
	} lyn gentl to audite & state the
	} acc ^{ts} betweene y ^e sd ptyes was thus
	} written. (vizt).

Liber M M Wee Nathaniel Heathcot & Robert ffranklyn being appointed audito^{rs} by virtu of the Comission within written did meete at the house of John Larkins upon the 15th day of December within mentioned to audite the acc^{ts} & to doe & pforme other things within appointed betweene the within named George Wells of the one pt and Henry Beedle & Sophia his wife Executrix of the last will and Testam^t of Richard Wells late of Herring Creeke in the County of Ann Arundell Marchant Deceased, and the sd George and Henry after the Comission graunted did submit themselves to the Arbitracōn of Samuel Chew Esq Thomas Taylo^r Esq and to us Robert ffranklyn & Nathaniel Heathcot, and the said Arbitrato^{rs} meeting have agreed all psonall Differences and Controversyes betweene the said George & Henry both in Law and Equity In Testimoney whereof wee have hereunto set o^r hands this 19th day of December 1673.

Nathaniel Heathcot
Robert ffranklin.

The Court Adjourned untill the 14th day of Aprill next.

The 26th of ffebruary 1673.

Came Nicholas Bradley of St Maryes County planter & Desired that the Eare marke of his Cattle & Hoggs might be Entred upon Record w^{ch} is as followeth

Cropt & underkeeled & Overkeeled on the Right Eare
Slit & overkeeled & Under Keeled on the left Eare.

p. 168 The 22th of August 1673:

Comōn then issued from the hono^{ble} Baker Brooke Esq Surveyo^r Gen^lall of this Province to Thomas Pattison of the County of Dorchester gentl to be Depty Surveyo^r of the said County (as in other Comissions) wth Clause of Revoakation of y^e Comōn of Henry Parker, & also to Revoake a Power given to William Hemsly to survey in the sd County for him the said Parker &c.

March 27th 1674

Came Walter Green of S^t Maries County Carpenter and desired the marke of two Cattle and hoggs might be recorded which is as followeth Vizt Cropt of both eares and two slitts in each eare

March 27th 1674

Came Walter Green of S^t Maries County Carpenter and desired this marke following might be recorded for Mary Green his daughter of two Redd Cowes which he acknowledge to give to her with their increase to her and her heirs forever Vizt.

Cropt and two Slitts in the right eare, Slitt in the underside of the left eare.

March 31th 1674

Liber M M

Came Richard Chilman of S^t Maries County and desired the marke of his Cattle and hoggs might be recorded which is as followeth Vizt

Swallow forked in the right eare &
Slitt in the left eare.

April 8th 1674.

Robert Ridgely of S^t Maries County Gent tooke the Oath of Attorney of the Provinciaall Court being administred to him in the Secretaryes Office by the Hon^{ble} W^m Calvert Esq^r Principall Secretary.

Annoq^{ue} Doñs 1673.

May it please your Excellency,

John Edmundson hath requested me to write what I Know concerning a parcell of Land that George Richardson lived upon when he was Killed by the Indians This is the truth as neere as I can remember I came to S^t Maries and there John Edmundson gott Daniel Jenifer to petition in the behalfe of the said Richardsons widdow and did acquaint your Excellency that her husband was to make good the Rights in a yeares Time for the said eight hundred acres of Land and he not haveing made good the rights desired that favour of your Excellency that she might doe it and have a pattent for it which your Excellency gave Daniel Jenifer Order that She Should have it makeing good the rights which she imediately assigned Over to John Edmundson for a quantity of tobacco and he made good the rights and had a pattent for the said Land and your Excellency would not lett the said Edmundson have the Land untill I brought under the widdowes hand her acknowledgm^t for the Land which acknowledgment is now att the Office this Daniel Jenifer can testifie aswell as I. p. 169

I remaine Your Excellency's humble Serv^t.

January 27th.

Timothy Goodridge.

To Vincent Lowe Esq^r his Lopps Attorney Gen^l of Maryland humbly presents
Honoured S^r.

Att the request of M^r John Edmundson I haue presumed to trouble you with an accompt to the best of my Knowledge in and concerning a parcell of Land now possest by him Containeing 1400 Acres called by the name of Richardsons folly and lyeing in Dorchester County which said parcell of Land was first taken up by Cap^t George Richardson but by his death was forfeited or escheated whereupon the said Richardsons widdow by name Rebecca Richardson did petition his Excellency that the said Edmundson might have the benefitt of the said escheate which to my best remembrance when Clerke in the

Liber M M Office his Excellency did grant to the said Edmundson he entring new rights for the same which was by him performed and thereupon a grant to him issued which is all can be declared by

April the 15th 1674.

Honr^d Sr

Your most humble Servant

Daniel Jenifer

Recorded at the instance and request of the said John Edmundson

Maryland ss

Att a Provinciaall, Court of the Right Hon^{ble} Caecilius &c held at the City of S^t Maries on tuesday the 14th of April in the 42th yeare of his Lo^{pps} Dominion &c Anno^q Do^m 1674 and there continued untill the eighteenth day of the Same Month before his Lopps justices thereunto assigned, on which Said 14th day of April was

Present

The Hon^{ble} Charles Calvert Esq^o Cap^t Gen^l & cheife justice.

The Hon^{ble} { Philip Calvert Esq^o Chancellour.
William Calvert } Esq^o justices.
Baker Brookes }

Proclamation being made that if any manner of person had anything to due at the Provinciaall Court holden here this day to draw neere and give their attendance

The Hon^{ble} William Calvert Esq^o tooke the Oath of Principall Secretary of this Province according to the forme of the Same Oath in Li^b Council R : R : fo^l.

Robert Ridgley of the City of S^t Maries admitted and Sworne an Attorney of this Court according to the usuall forme of the Oath of Attorny of this Court.

Upon the Petition of W^m Claw Constable of S^t Michaels Hundred to be discharged from the said Office Ordered by the Court that Henry Rider Serve in his Stead

Wherefore it is Comanded the said Henry Rider that he make his personall appearance before Some One of his Lo^{pps} justices to take the Oath of Constable of S^t Michaels Hundred and to serve & execute the said Office this next ensuing yeare.

p. 170 Lord Proprietary }
ag^t } Continued untill next Court
Luke Barbier }
Virilinda Stone }
ag^t } Continued till next Court.
Edmund Lindsey }

George Diamond } Cornelius Corniel late of St Maries County **Liber M M**
 ag^t } Planter was attached to answer unto George
 Cornelius Corniel } Diamond of a plea of trespas.

And whereupon the said George by John Morecroft his Attorney complaineth that he the Said Cornelius the tenth day of March in the year One thousand Six hundred Seventy One by force and armes the fences of him the said George at Norwood in St Maries County aforesaid did breake pull downe and prostrate and Other enormities to him did then & there doe to the damage of him the Said George and contrary to the Peace & whereupon he saith he is dampnified and hath losse to the Value of One thousand pounds of tobacco and thereupon he bringeth his Suite &c.

And the said Cornelius by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith that he is in no wise guilty of the trespas above by the Said George complained off and of this he putts him selfe upon the Country and the Said George likewise.

The Said George at this day to witt the 14th day of April for want of further prosecution in this cause Suffered a non suite wherefore Ordered by the Court here that the said George losse his writ and that the Said Cornelius recover against him the full quantity of Six hundred forty nine pounds of tobacco for his costs of Suite & the Said George in mercy &c.

Henry Phippes }
 ag^t } Continued untill next Court
 Thomas Marsh }
 Edward Williams }
 ag^t } Continued untill next Court
 Philip Shapleigh }

Samuel Winslow }
 ag^t }
 John Bowles }
 the Same }
 ag^t } In these three causes the def^t putts in his plea and
 the Same } peremptorily to come to tryall next Court.
 the Same }
 ag^t }
 the Same }

William Barrett }
 ag^t } Continued untill next Court.
 Thomas Howell et ux }
 William Wheatly }
 ag^t } Continued untill next Court.
 Thomas Howell et ux }

Liber M M John England & Thomas Jones } Kenelm Cheseldyne p pfts
 p. 171 ag^t }
 Randall Revell } John Rousby p def^t.

Randall Revell late of Somersett County otherwise called Randall Revell of the County of Somersett in the Province aforesaid Gent was Sumōned to answer unto John England and Thomas Jones of the City of Bristoll merchant in a plea that he render unto them the Summe of twelve thousand Six hundred eighty & One pounds of tobacco which to them he Oweth and unjustly deteineth

And whereupon the Said John England and Thomas Jones by Kenelm Cheseldyn their Attorney Saith that whereas the Said Randall Revell the fifteenth day of June in the yeare of Our Lord One thousand Six hundred Seventy two did by his certaine writeing Obligatory Sealed with the Seale of the said Randall here in Court produced whose date is the Same day and yeare abovewritten acknowledged himselfe to Owe and Stand indebted unto the Said John England and Thomas Jones the just and full Summe of twelve thousand Six hundred eighty One pounds of good Sound merchantable tobacco in caske to be paid convenient in Somersett County to the said England or Jones or either of them their or either of their lawfull Attorney or Attornyes executors administrators or assignes or any or either of them to which payment well and truly to be made he did bind himselfe his heirs execut^r and administrat^r firmly by those presents notwithstanding which the Said Randall Revell the Said Summe of twelve thousand Six hundred eighty One pounds of tobacco according to the tenor of the Said bill hath not paid though often thereunto required but the same to pay doth altogether refuse and deny to the damage of the Said John England & Thomas Jones the Summe of fourteen thousand pounds of tobacco and thereupon they bring their Suite.

And the abovesaid Randall by John Rousby his Attorney cometh and defendeth the force and injury when &c and Saith that the said John and Thomas their action abovesaid ought not to have because he Saith at the time of the makeing of the Said writeing Obligatory he the Said Randall was imprisoned By the Said Thomas and others of his Covin that is to Say at Manoakin in the County of Somersett within the jurisdiction of this Court and therein prison Kept till he the Said Randall by force and duresse of his imprisonment the aforesaid writeing Obligatory to the Said Thomas then and there made And this he is ready to aver whereupon he demands judgment whether the plaintiffs ought to have their action against him

And the aforesaid John and Thomas Say that they by any Matters prealleged from their action aforesaid haveing precluded ought not to be because he Saith that the aforesaid Randall at the tyme of the makeing the writeing aforesaid was in his Own power

and at large and that writeing of his Own meer free will to the aforesaid John & Thomas made and not By force and duress of his imprisonments as the abovesaid Randall in his plea hath alleadged and this they pray enquired may be by the Country and the Said Randall likewise, therefore it is Comanded the Sheriff of S^t Maries County that he cause to come here twelve &c. Liber M M

At which Said day to wit the 15th day of April Came aswell the said John England & Thomas Jones by Kenelm Cheseldyn there Attorney & the said Randall Revell by John Rousby his Attorney as the Sayd Jurors to witt John Blackistone, Thomas Warner, Tobias Wells, James Green James Thompson Thomas Hatton Nathaniel Ascomb William King John Slaughter William Baker Richard Rigull & John Hayles. who to Say the truth being Sumoned impannelled & sworne upon their Oathes doe Say they finde for the plaintiffs (the said quantity of twelve thousand six hundred eighty One pounds of tobacco Therefore it is Considered by the Court here that the said John England and Thomas Jones recover against the said Randall Revell aswell the said debt of twelve thousand six hundred eighty One pounds of tobacco as also the quantity of One thousand five hundred and foure pounds of tobacco for his costs in that behalfe laid Out and expended. p. 172

Thomas Jones p^t Randall Revell def^t.

These are to desire and authorize you to appeare for me the next Provinciaall Court at the Suite of the Said Thomas Jones in an action of debt for twelve thousand pounds of tobacco to plead dures, threats, or non est factum thereunto or Otherwise as you shall thinke fitt and for your So doing this Shall be your Sufficient warrant Wittnes my hand and Seale this 31th day of October 1673.

To John Rousby One of the Attornyes Randall Revell (Sealed)
of the Provinciaall Court. these

Testes

Tho: Rousby

Richard Keene

John Ingram } George Cooley late of Talbott County Planter was
ag^t } Sumōned to answer John Ingram in a plea that he
George Cooley } render unto him the Summe of six thousand pounds
of tobacco which to him he Oweth and unjustly deteineth

And whereupon the Said John by Kenelm Cheseldyn his Attorney Saith that whereas the Said George Cooley the third day of April in the yeare One thousand Six hundred Seventy two did acknowledge himselfe to owe and Stand indebted unto the Said John Ingram Planter of the aforesaid County the full and just Summe of Six thousand pounds of good and well conditioned tobacco in caske according to act of Assembly to be paid unto the Said John Ingram

Liber M M or his certaine Attorney heirs execut^r adm^r at or upon the tenth day of December next ensueing the date hereof in some convenient place in Great Choptanck River to which payment well and truly to be made he bound himselfe his heirs executors administrat^r firmly by these presents Notwithstanding which the Said George Cooley the Said Summe of Six thousand pounds of tobacco according to the tenor of the Said bill hath not paid though often thereunto required but the same to pay hath altogether denyed and Still doth deny whereupon the said John Saith he is dampnified eight thousand pounds of tobacco and thereupon he brings his suite

And whereupon the Said George by Vincent Lowe his Attorney doth come and defend the force and injury when &c and prayeth heareing of the writing aforesaid and it is read unto him he prayeth also heareing of the Condition of the said writeing and it is read unto him in these words The Condition of this present Obligation is Such that if the abovebounden John ffrench and George Cooley joyntly and Severally or either of them shall well & truly pay or deliver or cause to be paid or delivered unto the abovesaid John Ingram or to his true and lawfull Attorney heirs executors & administrat^r two able men Servants between the age of twenty and thirty in the County of Talbott at or before the twentieth day of December next ensueing the date hereof for the whole time of Service as they come into the Country for according to the custome thereof that then the abovesaid Obligation to be Void and of none effect and for default thereof to Stand in full force Virtue and Strenght as wittnesse Our hands and Seales the day and yeare abovewritten

Which words being read and heard the said George Cooley Saith that he hath well and truly performed the (Covenant) Condition of the said Obligation and of this he prayeth may be enquired of by the Country and the said John also therefore Comānd is given to the Sheriff of St Maries County that he cause to come here twelve &c.

Att which day to witt the 16th day of April Came aswell the Said John as the Jurors of that jury being impannelled & sworne but the Said George Came not but made default wherefore it is considered by the Court here that judgment passe against the said George & that the said John recover against him the full quantity of pounds of tobacco for his costs and charges in thes cause expended and laid Out and the Said George Cooley in mercy &c.

Thomas Mountford	}	Continued untill next Court.
ag ^t		
Samuel Hatton	}	Continued untill next Court.
Thomas Bland		
ag ^t		
Thomas Gant		

Philip Shapleigh }
 ag^t } peremptorily to come to tryall next Court.
 John Steward }

Liber M M

John Charlsworth } It was Comānded the Sheriff of S^t Maries County
 ag^t } that imēdiately he cause to come here twelve &c
 Mathias Decosta } to enquire what damages the Said John had Sustained by Occasion of a certaine trespass upon the case comitted & done by the Said Mathias whereof he is convict.

Att which said day to wit the Sixteenth day of April Came aswell the said John Charlsworth by Kenelm Chiseldyn his Attorney and the Said Mathias Decosta by Robert Carvile his Attorney as the jurors of that jury likewise to wit W^m Claw Raymond Staplefort Thomas Vaughan William Hensley Richard Roystone George Marshall James Green John Hailes John Ofley Thomas Browne Tobias Wells and William Abestone who to Speake the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff damages two thousand five hundred pounds of tobacco with costs of Suite

Therefore it is considered by the Court here that the said John Charlsworth recover against the Said Mathias Decosta aswell the Said quantity of two thousand five hundred pounds of tobacco for his damages Sustained by Occasion of the premisses as also the full quantity of eighteen hundred ninety two pounds of tobacco for his costs & charges in that behalfe laid Out and expended.

John Shancks } Charles Boteler Deputy Survey^r being appointed by
 ag^t } this Court to lay Out the Land in question and
 Edward Conery } haveing made no returne as yet thereof Ordered by
 the Court here that this cause be Continued untill
 next Court.

John Balley }
 ag^t } peremptory Order to come to tryall next Court.
 John Russell }

D. 174

Richard Bayly } William King late of Calvert County was Sumoned
 ag^t } to answer unto Richard Bayly wherefore he tooke
 William King } the cattle of him the said Richard and them unjustly detained against Suertyes and pledges untill &c

And whereupon the Said Richard by Kenelm Cheseldyn his Attorney complaineth that the aforesaid William the 14th day of December in the yeare 1673 at a certaine place called Back-Creeke at Harvey-Towne in the County aforesaid tooke the cattle of him the Said Richard that is to Say two Cowes two calves two heifers and One bull and them unjustly detained against Suertyes and pledges untill &c whereupon the Said Richard Saith he is dampnified and

Liber M M hath losse to the Value of Seven thousand pounds of tobacco and thereupon he bringeth his Suite

And the aforesaid William by Robert Carvile his Attorney cometh and defendeth the force and injury aforesaid when &c and Saith that the aforesaid Richard Ought not to have his action aforesaid against him because he Saith that he doth well avow the takeing and deteining of the Said two Cowes, two calves two heifers and One bull for that long before the Said 24th day of December in the declaration aforesaid mentioned On which day the Said Richard by his declaration aforesaid alleadgeth the Said William the Said cattle tooke and detained One Mathew Smith was of the Said Cattle as of his Owne proper Cattle possessed and being so possessed he the said Mathew Smith for a Valuable Consideration, to him paid by the Said William King did upon the 5th day of October in the yeare of Our Lord One thousand Six hundred Seventy three bargain and Sell unto the Said William the Said two cowes two calves two heifers and One bull and did also at Harvey-Towne in Calvert County give and deliver the possession of the Said Cattle to him the said William and the Said Mathew did also in confirmation of the said bargain and Sale by his writeing under his hand and Seale beareing date the ninth day of October 1673 absolutely give grant bargain and Sell assigne and Sett Over the Said Cattle to him the said William to hold to him the said William his heirs and assignes for ever by which the Said W^m was of the Said Cattle So possessed as of his Own proper right and the Same as his proper goods and cattle did take and deteine as it was lawfull for him to doe and this he is ready to averr and thereupon he prayes judgm^t whether the Said Richard Bayly Ought to have his action aforesaid against him and that the Said Cattle may be returned to him &c.

And the Said Richard Saith that the said William for the reasons aforesaid for the takeing the cattle aforesaid in the aforesaid place in which &c ought not justly to avow because he Saith that long before the Said fifth day of October in the yeare aforesaid the time Supposed the Said William to have bought the Said Cattle the Said Mathew Smith to wit the fifteenth day of August in the yeare aforesaid did for the Summe of three thousand pounds of tobacco Sell and actually deliver the Said Cattle to him the Said Richard to remaine the proper goods and chattels of him the said Richard and did afterwards to wit the 25th day of Novem 1673 confirme and warrant the Same to the Said Richard by a good and lawfull Bill of Sale upon penalty of foure thousand pounds of tobacco and of this p. 175 he putts himselfe upon the Country and the def^t likewise therefore it is Comāded the Sheriff of S^t Maries County that imēdiately he cause to come here twelve &c.

At which day to witt the Sixteenth day of April came aswell the sayd W^m King by Robert Carvile his Attorney as the jurors of that

jury to witt John Balley Richard Chilian John Askins W^m Baker Liber M M
 Abraham Roads W^m Rands Randell Revell John Bigger Edward
 Williams W^m Worgan John Ryce and Thomas Bayle who being
 Sumōned and Sworne to Speake the truth in the p^rmisses and the
 Said Richard Bayly appeared not but made default the jurors dis-
 mist and judgment against the said Richard Bayly for his said
 default

Therefore it is Ordered by the Court here that the said William
 King recover against the Said Richard Bayly the full quantity
 of pounds of tobacco for his costs and charges ex-
 pended and laid Out in and about the prosecution of this Suite &
 the said Richard in mercy &c.

Richard Cowell & Thomas Groves	} this cause continued untill next Court and then peremptorily to come to tryall.
ag ^t	
Henry Mitchel	

Philip Shapleigh	} the def ^t in these two causes not appeareing by themselves or their Attornyes and the Sheriff of Somerset County haveing returned a Cepi in both actions Ordered that the said Sheriff be amerced 4 £ sterl.
ag ^t	
Richard Patty	
Philip Shapleigh	
ag ^t	
Samuel Jackson	

Elizabeth Young	} this cause peremptorily do come to tryall next Court William Stevens of Somerset County Gent came into Court & acknowledged what costs & damages the Said Elizabeth Young shall then re- cover ag ^t the def ^t .
ag ^t	
William Smith	

William Worgan	} the def ^t appeareing by John Rousby his Attorney this cause continued untill next Court.
ag ^t	
Anthony Dawson	

Jn ^o Neathway & Copartner	} Thomas Warner late of Charles County otherwise called Thomas Warner of S ^t Maries County miller was Sumōned to answer John Neathway and Copartner in a plea that he render unto them the summe of three thousand pounds of to- bacco which to them he oweth & un- justly deteineth.
ag ^t	
Thomas Warner	

And whereupon the said John Neathway and Copartner by Kenelm
 Cheseldyn their Attorney Saith that whereas the Said Thomas
 Warner the three & twentieth day of ffebruary in the yeare of Our
 Lord 1669 by his certaine writeing Obligatory Sealed with the Seale

Liber M M of the Said Thomas here in Court produced whose date is the Same day and yeare abovewritten did acknowledge himselfe to Owe and Stand justly endebted unto the said John Neathway merchant in ffyall and to his Copartner in wines the just and full quantity of three thousand pounds of tobacco in caske according to Act of Assembly which said Summe he did bind himselfe his heirs executors administrators to pay or cause to be paid to the Said John Neathway and his Copartner or to Garret Van Sweringen for their Use upon demand after the tenth day of October next ensuing the date thereof in some Convenient place or places in S^t Maries County Notwithstanding which the said Thomas Warner the Said Summe of three thousand pounds of tobacco to the said John Neathway and Copartner nor to the Said Garret Vansweringen for their use though often thereunto required hath not paid but the Same to pay hath and Still doth deny to the damage of the said John Neathway & Copartner the summe of foure thousand pounds of tobacco and thereupon they bring their Suite

p. 176

And now here at this day to witt the sixteenth day of April in the 42th yeare of the Dominion of Caecilius &c came the said Thomas Warner in his proper person and confessed judgm^t to the Said John Neathway & Copartner for the debt abovesaid wherefore it is considered of by the Court here that the said John Neathway and Copartner recover against the Said Thomas Warner aswell the Said debt of three thousand pounds of tobacco as the full quantity of three hundred & forty pounds of tobacco for their costs and charges in this behalfe laid Out and expended and that execution cease till the tenth day of October next comeing

Richard Moy	}	James Lewis late of S ^t Maries County otherwise called
ag ^t		James Lewis of the County of S ^t Maries in the Prov-
James Lewis		ince of Maryland Planter was Sumōned to answer
		unto Richard Moy of a plea that he render unto him
		the summe of thirteene hundred and Seaventeen
		pounds of tobacco which to him he oweth and unjustly
		deteineth &c.

And whereupon the Said Richard by Robert Carvile his Attorney Saith that whereas the Said James upon the Seventh day of march in the yeare of Our Lord One thousand Six hundred Seventy two by his certaine bill or writeing Obligatory Sealed with the Seale of him the Said James and here in Court produced whose date is the day and yeare above said did confesse and acknowledge himselfe to be holden and firmly bound unto him the Said Richard in the Summe of five hundred and fifty pounds of tobacco and caske part of the Said Summe of thirteene hundred and Seaventeen pounds of tobacco to be paid to the Said Richard in Some Convenient place in the said County upon demand And whereas also the Said James Lewis upon

the 17th day of May in the yeare of Our Lord One thousand Six hundred Seventy three by his certaine Other bill or writeing Obligatory Sealed also with the Seale of him the Said James and here in Court produced whose date is the day and yeare last abovewritten did likewise confesse and acknowledge himselfe to be holden and firmly bounden to the Said Richard in the Summe of Seaven hundred Sixty Seven pounds of like Sound merchantable tobacco in caske to be paid to him the said Richard in Some convenient place in the County aforesaid upon demand both which Said Summes due in the whole amount unto the summe of thirteene hundred and Seventene pounds of tobacco Yet the Said James Lewis the Said Summe of thirteen hundred & Seventene pounds of tobacco or any part thereof to him the said Richard according to the tenor of the Said bills though often thereunto requested hath not contented or paid but the same to content and pay to him the said Richard he the said James hath hitherto denied and refused and Still doth deny and refuse whereupon the said Richard Saith he is dampnified & hath losse to the Value of fifteen hundred pounds of tobacco and thereupon he bringeth his suite.

And now here at this day to wit the Sixteenth day of April Came the Said James Lewis in his proper person and confessed judgment to the said Richard for the said Summe of thirteene hundred and Seventene pounds of tobacco

Therefore it is considered by the Court here that the Said Richard recover against the said James the debt aforesaid and two hundred thirty One pounds of tobacco for his costs and charges in that behalfe laid Out and that execution thereupon cease untill the tenth of October next.

William Russell & Thomas Chandler	} the debt ^s imparles untill next p. 177
ag ^t	
John Wells	} Court.

Demetrius Cartwright	} Thomas Mounfort late of Talbott County
ag ^t	
Thomas Mountfort	} was attached to answer unto Demetrius Cartwright in a plea of trespas upon the case And whereupon the Said Demetrius by Kenelm Cheseldyn his Attorney Complaineth That whereas the said Thomas Mountfort the twentieth day of march in the yeare of Our Lord One thousand Six hundred Seventy One in consideration that the Said Demetrius at the speciall instance and request of him the said Thomas Mountfort delivered unto him the said Thomas to the proper use and behoofe of him the said Demetrius five bills of Edward Bashaes amounting to three thousand foure hundred twenty Six pounds of tobacco due and oweing from the Said Andrew Basha unto the said Demetrius and also three bills of ffrancis Kilbornes amounting to two thousand Six

Liber M M hundred and fifty pounds of tobacco also due and owing from the said ffancis to the said Demetrius all which said Severall bills in the whole due amount unto the Summe of Six thousand and eighty three pounds of tobacco the Said Thomas Mountfort did assume upon himselfe and to the Said Demetrius did faithfully promise that he the said Thomas when thereunto demanded would returne the Said Severall bills unto him the Said Demetrius in like manner as he received them from him the Said Demetrius or the tobacco due from the Said persons upon the Said Severall bills So Soon as he should receive it of them and the Said Demetrius in fact Saith that he trusting to the faithfull promise of the Said Thomas did deliver unto him the said Thomas the aforesaid Severall bills amounting in the whole to the aforesaid Summe of Six thousand & eighty three pounds of tobacco as aforesaid Notwithstanding which the Said Thomas Mountfort his promise and assumption in that behalfe not regarding but endeavouring and fraudulently intending him the Said Demetrius to defraud & deceive the Said bills as aforesaid according to his promise hath not returned nor the tobacco due upon the same hath paid though often thereunto required but the Same to pay or deliver againe to him the Said Demetrius hath altogether denyed and Still doth deny to the damage of him the Said Demetrius eight thousand pounds of tobacco and thereupon he brings his Suite.

And the Said Thomas Mounfort by George Parker his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speaking thereunto untill the first day of the next Provinciall Court and the same day is given to both parties.

At which day to witt the Sevententh day of April in the two & fortith yeare of the Dominion of Caecilius &c came the aforesaid Demetrius Cartwright by Kenelm Cheseldyn his Attorney and Offered himselfe against the said Thomas Mountfort of & upon the premisses and the said Thomas Mountfort Came not but made default wherefore it is considered by the Court here that the said Thomas Mountfort haue judgment awarded ag^t him by default and that the Said Demetrius Cartwright recover against the Said Thomas Mountfort aswell the full quantity of Six thousand and eighty three pounds of tobacco his debt aforesaid as also the full quantity of three hundred and eight pounds of tobacco for his costs and charges in that behalfe laid Out and expended.

p. 178	James Nutthall ag ^t Marke Cordea	}	Marke Cordea late of S ^t Maries County otherwise called Marke Cordea Gent was Sumōned to answer unto James Nutthall in a plea that he render unto him One Negro man betweene the age of fifteen & twenty yeares of Sound & perfect limbs and body which to him he oweth and unjustly deteineth.
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And whereupon the Said James Nutthall by Kenelm Cheseldyn his Attorney Saith that whereas the Said Marke Cordea the Sixth

day of October in the yeare One thousand Six hundred Seventy One by his certaine writeing Obligatory Sealed with the Seale of the Said Marke here in Court produced whose date is the Same day and yeare abovewritten did acknowledge himselfe to Stand engaged unto James Nuthall his heirs and assignes to deliver unto him the Said James or his certaine Attorney One negro man being of age betweene Sixteene and twenty being of perfect limbs and Sound body So farr as One is able to judge at or before the tenth day of October which will be in the yeare of Our Lord One thousand Six hundred Seventy two notwithstanding which the Said Marke Cordea the Said negro man aged as aforesaid according to the tenor of the Said bill to him the Said James hitherto hath not rendred though often thereunto required but the Same to render doth altogether deny to the damage of him the Said James twelve thousand pounds of tobacco and thereupon he bringeth his Suite. Liber M M

And the Said Marke Cordea by Robert Carvile his Attorney cometh and defends the force and injury &c and prayeth liberty of Speakeing thereunto untill the first day of the next Provinciaall Court and the Same day is given to both parties.

Att which Said day to witt the Sevententh day of April in the 42th yeare of the Dominion of Caecilius &c came the aforesaid James Nuthall by Kenelm Cheseldyn his Attorney and offered himselfe against the Said Marke Cordea of and upon the premisses but the Said Marke came not but made default. wherefore it is considered by the Court here that the said Marke Cordea have judgment awarded against him by default and that the Said James recover against the Said Marke the negro man aforesaid as also the full quantity of eight hundred forty and foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Stephen Murty	}	Henry Bonner late of Charles County otherwise
ag ^t		called Henry Bonner of Charles County in the Prov-
Henry Bonner	}	ince of Maryland was Sumōned to anser unto
		Stephen Murty in a plea that he render unto him
		the Summe of Seaventeene hundred and Seventy
		Pounds of tobacco which to him he oweth and
		unjustly deteineth.

And whereupon the Said Stephen by Kenelm Cheseldyn his Attorney Saith that whereas the said Henry the first day of ffebruary in the yeare of Our Lord One thousand Six hundred Seventy and One did by his certaine writeing Obligatory Sealed with the Seale of the Said Henry here in Court produced whose date is the same day and yeare abovewritten acknowledge himselfe endebted unto the Said Stephen in the full and just Summe of Seventeene hundred and Seventeene pounds of tobacco and caske to be paid to the Said Stephen Murty his heirs or assignes upon demand for the which pay-

Liber M M ment well and truly to be made he did bind himselfe his heirs and assignes notwithstanding which the said Henry the Said Summe of Seventeene hundred and Seventy pounds of tobacco according to the tenor of the Said bill hath not though often thereunto required but the same to pay altogether denyeth to the damage of the said Stephen three thousand pounds of tobacco And thereupon he bringeth his Suite.

And the Said Henry Bonner by Samuel Cressey his Attorney cometh and defendeth the force and injury when &c and prayeth
 p. 179 liberty of Speaking hereunto untill the first day of the next Court and the Same day is given to both parties.

At which Said day to wit the Seventeenth day of April in the 42th yeare of the Dominion of Caecilius &c came the Said Stephen Murty by Kenelm Cheseldyn his Attorney and offered himselfe against the Said Henry Bonner of and upon the premisses but the Said Henry came not but made default wherefore it is considered by the Court here that the Said Henry Bonner have judgment awarded against him by default and that the Said Stephen recover against the said Henry aswell the Said Summe of Seventeene hundred and Seventy pounds of tobacco being his debt aforesaid as also the full quantity of three hundred and eighty pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Cornelius Corneil being impannelled and Summoned to try the
 fine 500^l tob issue joyned between James Neale Senior pⁿ and John Ugate def^t and not appeareing Ordered that the Said Corneil be fined to his Lo^{pp} five hundred pounds of tobacco.

James Neale Senior	} John Ugate late of S ^t Maries County otherwise called John Ugate of S ^t Maries County
ag ^t	
John Ugate	{ Cooper was Sumoned to answer unto James Neale Senior in a plea that he render unto him the Summe of One thousand eight hundred twenty eight pounds of tobacco which to him he oweth and unjustly deteineth.

And whereupon the Said James by Kenelm Cheseldyn his Attorney Saith that whereas the Said John Ugate the first day of february in the yeare of Our Lord One thousand Six hundred Seventy two did by his certaine writeing Obligatory Sealed with the Seale of the Said John here in Court produced whose date is the Same day and yeare abovewritten acknowledge himselfe to Owe and Stand justly indebted into Cap^t James Neale of Charles County the full and just Summe of One thousand eight hundred twenty eight pounds weight of good Sound merchantable leafe tobacco in caske and for the well and true performance of the Said Summe into the Said James aforesaid his heirs or assignes he the Said John Ugate did bind himselfe

his heirs executors administrators firmly by those presents notwithstanding which the said John Uppate the Said Summe of One thousand eight hundred twenty & eight pounds of tobacco according to his Said writeing Obligatory hath not paid though often thereunto required but the Same to pay hath hitherto denyed and Still doth altogether deny to the damage of the Said James three thousand pounds of tobacco & thereupon he bringeth his Suite. Liber M M

And the said John Uppate by Robert Carvile his Attorney doth come and defend the force and injury when &c and prayeth heareing of the Said writeing Obligatory and it is read unto him he prayeth also heareing of the Condition of the Said writeing and it is read unto him in these words The Condition of this Obligation is Such that if the abovebounden John Uppate Cooper doe well and truly pay or cause to be well and truly paid unto Captaine James Neale his heirs or assigns the full and just qauntity of nine hundred and fourteene pounds of good Sound merchantable leafe tobacco in caske upon demand at my now dwelling plantation in S^t Maries County or that then this Obligation to be Void or of none effect otherwise to Stand remaine and be in full power force & Virtue.

Which being read and heard the Said John Saith that the Said James ought not to haue his action aforesaid against him because he Saith that he hath well and truly performed the Condition of the Said writing Obligatory and paid unto the Said James the Said Summe of nine hundred and fourteene pounds of tobacco in the condition of the said writeing Obligatory mentioned according to the forme and effect of the Condition of the said writeing Obligatory and this he is ready to averr whereupon he demands judgm^t whether the aforesaid James Ought to have his action aforesaid against him.

And the aforesaid James Saies that he by any thing before alleadged ought not to be debarred from haveing his action aforesaid for that he Saith that the aforesaid John Uppate hath not performed the Condition of the Said writeing Obligatory nor paid unto the Said James the said Summe of nine hundred and fourteen pounds of tobacco in the condition of the Said writeing Obligatory as the aforesaid John hath above alleadged and this he is ready to averr whereupon he demands judgment and his debt aforesaid together with his damages to be adjudged to him. p. 180

And the Said John Saith that he hath performed the condition of the Said writeing Obligatory and paid the Said nine hundred and fourteene pounds of tobacco to the Said James as by his plea he hath alleadged and of this he putts himselfe upon the Country and the plaintiff likewise therefore it is Comanded the Sheriff of S^t Maries County that he cause to come here twelve &c who aswell &c to recognize &c.

Att which day to witt the Sixteenth day of April in the two and

Liber M M fortith yeare of the Dominion of Caecilius &c came aswell the Said James Neale by Kenelm Chiseldyn his Attorney and the Said John Upgate by Robert Carvile his Attorney as the jurors of that jury likewise came to witt Thomas Griffen Thomas Cortney John Charls-worth Thomas How George Charlsworth ffrancis Hopewell John Wright Richard Bayly Cornelius Watkinson John Scott, Christopher Goodhand & William King who being impannelled Summoned and Sworne to Speake the truth in the premises. (On the backside of a receipt by John Hamilton for accompt of Cap^t James Neale of One hogeshead of tobacco weighing neate three hundred and ninty pounds for the use of M^r Gerard Sly) doe Say Wee of the jury doe find for the plaintiff without forfeiture of the bond with costs of Suite, therefore it is considered by the Court here that the said James Neale recover against the Said John Upgate the full quantity of five hundred twenty foure pounds of tobacco as also the quantity of One thousand twenty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Michael Miller	{	William Head late of Kent County otherwise called
ag ^t		William Head of the County of Kent Gent was
William Head		Sumōned to answer unto Michael Miller in a plea that he render unto him the Summe of Six thousand pounds of tobacco which to him he oweth and unjustly deteineth

And whereupon the Said Michael by Kenelm Cheseldyn his Attorney Saith that whereas the Said William Head the ninth day of December in the yeare One thousand Six hundred Seventy One did by his certaine writeing Obligatory Sealed with the Seale of the Said William here in Court produced whose date is the Same day and yeare abovewritten acknowledge himselfe to stand and be firmly bounden unto Michael Miller of the Same County in the true and just Summe of Six thousand pounds of good Sound merchantable tobacco in caske due to be paid conveniently in Kent County upon demand to the which payment well and truly to be made and done he did bind himselfe his heirs executors administrators notwithstanding which the Said William though often thereunto required the Said Summe of Six thousand pounds of tobacco according to the tenor of the Said bill hath not paid but the same to pay hath and Still doth altogether deny to the damage of the said Michael the Value of tenn thousand pounds of tobacco and thereupon he bring his Suite.

p. 181 And the Said William by Mathew Ward his Attorney cometh & defendeth the force and injury when &c and prayeth heareing of the writting aforesaid and it is read unto him he prayeth also heareing of the Condition of the Said writeing and it is read unto him in these words The Condition of this Obligation is Such that if the abovebounden William Head Shall and will at the next Court held

for the County of Kent give in there a true and just accompt of the estate of John Stevens which is in his possession and likewise to make appeare what the estate of John Stevens is is indebted to him that then this Obligation to be Void and of none effect or else to remaine in full force power Strength and Virtue. which being read and heard the Said William Head prayeth license of Speakeing thereunto untill the first day of the next Provinciaall Court and the Same day is given to both partyes

Att which day to wit the Seavententh day of April in the two and fortith yeare of the Dominion of Caecilius &c Came the Said Michael Miller by Kenelm Cheseldyn his Attorney and Offered himselfe against the Said William Head but the Said William came not but made default therefore it is considered by the Court here that judgment be awarded against the Said William and that the Said Michael recover against the Said William aswell the Said Summe of Six thousand pounds of tobacco the debt aforesaid as also the full quantity of three hundred and eight pounds of tobacco for his costs and charges in that behalfe laid Out and expended.

Demetrius Cartwright }
against } this cause continued untill next Court.
John Watkins }

Demetrius Cartwright } the def^t not appeareing by himselfe or his At-
vs^s } torny in pursuance of an Order of Court
Rowland Anderson } made the 10th of ffebruary last Ordered the
Sheriff of Calvert County be amerced 40^s:

John Offley }
ag^t }
Richard Meekins } Ordered that attachm^t issue against the goods or
Constant Daniel } chattells of the def^t.
ag^t }
Richard Meekins }

Mary Thomas adm^{rx} of John Thomas } the def^t putts in his plea and
ag^t } prayes liberty to imparle un-
John Allen adm^r of Nicholas Solby } till the first day of the next
Court the Same day given to
both parties.

Timothy Lindall }
ag^t }
Philip Shapleigh }
Charles Delaroch }
ag^t }
John Allen }

Liber M M the Same } ag ^t } the Same } Ann Neale } ag ^t } John Allen } Michael Catterton } ag ^t } Timothy Goodridge }	}	these five causes continued untill next Court.
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p. 182 Henry Aspinall } ag ^t } Stephen Murty } John Dunstone } ag ^t } John Allen } Hugh Magarro } ag ^t } Robert Doyne } Jonathan Squire } ag ^t } Benj ^a Cowell }	}	these foure causes continued untill next Court
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George Robbins } ag ^t } Ralph Blackhall }	}	the Sheriff of Talbott County haveing returned a Capi and the def ^t not appeareing Ordered that un- lesse the def ^t at next Court appeare by himselfe or Attorney to answer the suite be amerced 40 ^s .
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Vincent Elliot } ag ^t } Jeremiah Eaton } John Nevill } ag ^t } John Desjardine } Randall Revell } ag ^t } George Johnson }	}	the def ^t by Kenelm Cheseldy his Attorney appeares and imparles till next Court. the def ^t by George Parker his Attorney appeares & imples untill next Court. the def ^t by Robert Carvile his Attorney appeares & imparles till next Court.
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Henry Cox } ag ^t } James Thompson }	}	It was Comanded the Sheriff of Calvert County that he make Known unto James Thompson that he be and appeare here at this day to shew cause if any he can why execution should not issue against him for the summe of five thousand pounds of tobacco being a certaine judgm ^t obtained against him by the said Henry Cox the two and twentieth day of April last past.
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At which day to wit this eighteenth day of April in the 42th yeare

ext. Court.

of the Dominion of Caecilius &c the Said Sheriff Saith that he hath made Knowne unto the said James Thompson by foure lawfull men of his Bailiwick to witt ffrancis ffreeman Raphael Haywood James Veitch and Guy White that he be and appeare before his Loppes justices here to Shew cause as in the writt is required. but the said James come not therefore it is considered by the Court here that execution issue against the Said James Thompson aswell for the Said judgment of five thousand pounds of tobacco as the full quantity of pounds of tobacco for the costs and charges in this behalfe laid Out and expended. Liber M M

Joan

Richard Gibbs } William Brett late of Dorcester County planter other-
ag^t } wise called William Brett in the Province of Mary-
William Brett } land in the County of Dorsett planter was Sumōned
to answer unto Richard Gibbs of a plea that he render
unto him five hundred and eighty pounds of good
Sound merchantable tobacco and caske which he
oweth and unjustly deteineth

del.
11-2
10-7

20

51

And whereupon the said Richard Gibbs by George Parker his Attorney Saith that whereas the Said William the five and twentieth day of December in the yeare of Our Lord God One thousand Six hundred Seventy and two by his certaine bill Obligatory Sealed with the Seale of him the said William and here in Court produced whose duty is the day and yeare first abovewritten did bind himselfe his heirs and assignes or pay or cause to be paid unto the said Richard Gibbs or his Order five hundred and eighty pounds of good Sound merchantable tobacco in caske to be paid at or upon the tenth day of October next ensuing the date of the said bill it being for a Valuable consideration in hand received Notwithstanding the said William the Said Summe of five hundred and eighty pounds of tobacco to him the said Richard hath not paid although often required but the same to pay hath refused and Still doth refuse whereupon he Saith he is dampnified and hath losse to the Value of One thousand pounds of tobacco And thereupon he bringeth his Suite. p. 183

11

Now here at this day to witt the eighteenth day of April in the two and fortith yeare of the Dominion of Caecilius &c the Sheriff of Dorcester County returnes to the Court here that the Said William Brett is not found in his Bailiwick and the Said Richard Gibbs prayeth of the Court here an attachm^t against the goods and chattells of the said William Brett according to Act of Assembly in that case made and provided which by this Court is granted unto him.

Demetrius Cartwright } It was Comāded the Sheriff of Dorcester
ag^t } County that he take ffrancis Neale late of
ffrancis Neale } his County otherwise called ffrancis Neale
of Clifts in Calvert County planter if &c to

Liber M M

answer unto Demetrius Cartwright in a plea
that he render unto him the sume of five
hundred and twenty pounds of tobacco which
to him he oweth and unjustly deteineth

And whereupon the Said Demetrius by Kenelm Cheseldyn his
Attorney Saith that whereas the Said ffrancis the ninth day of July
in the yeare of Our Lord God One thousand Six hundred and Sev-
enty did by his certaine writeing Obligatory Sealed with the Seale
of the Said ffrancis here in Court produced whose date is the Same
day and yeare abovewritten acknowledge himselfe to Owe and Stand
indebted unto the Said Demetrius Cartwright of S^t Leonards Creeke
in Petuxent River in the said County Inholder in the full and just
Summe of five hundred and twenty pounds of good and Sound
merchantable tobacco in caske according to act of Assembly to be
paid at Some convenient place upon the Clifts in the County afore-
said at or upon the tenth day of October next ensueing the date
of those presents unto the said Demetrius Cartwright his heirs ex-
ecutors administrators or assignes to which payment well and truly
to be made he did bind himselfe his heirs executors administrators
firmly by those presents Notwithstanding which the said ffrancis
Neale the said summe of five hundred and twenty pounds of tobacco
according to the tenor of the said bill hath not paid though often
thereunto required but the same to pay hath and doth Still altogether
deny to the damage of the Said Demetrius One thousand pounds of
tobacco and thereupon he bringeth his Suite.

Now here at this day to witt the eighteenth day of April in the
two & fortith yeare of the Dominion of Caecilius &c the Sheriff of
the said County of Dorchester returnes to the Court here that the
said ffrancis Neale is not found in his Bailiwick whereupon the said
Demetrius Cartwright prayeth the Court that an attachment against
the goods or chattells of the said ffrancis Neale may be granted unto
him according to the act of Assembly in that case made and pro-
vided and it is granted unto him

Daniel Jenifer	} the def ^t by John Rousby his Attorney appeares and imparles untill next Court.
ag ^t	
James Thompson	

p. 184	Demetrius Cartwright	} It was Comāded the Sheriff of Somersett County that he take John Little of his Said County otherwise called John Little of Pe- tuxent River in Calvert County marriner if &c to answer unto Demetrius Cartwright in a plea that he render unto him the Summe of three hundred & thirty pounds of tobacco which to him he oweth and unjustly deteineth
	agt	
	John Little	

And whereupon the Said Demetrius by Kenelm Cheseldyn his Attorney Saith that whereas the Said John the the ninth day of August in the yeare of Our Lord One thousand Six hundred and Seventy by his certaine writeing Obligatory Sealed with the Seale of the Said John here in Court produced whose date is the Same day and yeare abovementioned did acknowledge himselfe to owe and stand indebted unto the said Demetrius Cartwright of S^t Leonards Creeke in the County aforesaid Inholder in the summe of three hundred and thirty pounds of tobacco of good Sound merchantable tobacco in casque to be paid upon demand as Some convenient place in Petuxent River in the County aforesaid unto the said Demetrius Cartwright his heirs executors administrators or assignes to the which payment well & truly to be made he did bind himselfe his heirs execut^r adm^r firmly by those presents Notwithstanding which the said John the said Summe of three hundred and thirty pounds of tobacco according to the tenor of the Said bill hath not paid though often thereunto required but the same to pay altogether denyes to the damage of the said Demetrius eight hundred pounds of tobacco & thereupon he bringeth his suite.

Now here at this day to wit the eighteenth day of April in the two & fortith yeare of the Dominion of Caecilius &c the same Sheriff returnes that the said John Little is not found in his Bailiwick whereupon the said Demetrius prayeth an attachment to be granted him against the goods and chattells of the said John Little according to Act of Assembly in that case made and provided which is accordingly granted unto him

Demetrius Cartwright	} Comand was given to the Sheriff of Charles County that he take Samuel Serrell of his said County otherwise called Samuel Serrell of Petuxent River in Calvert County planter if &c to answer unto Demetrius Cartwright in a plea that he render unto him the summe of One thousand three hundred and forty pounds of tobacco which to him he Oweth and unjustly deteineth.
ag ^t	
Samuel Serrell	

And whereupon the said Demetrius by Kenelm Cheseldyn his Attorney Saith y^t whereas the said Samuel the twentieth day of December in the yeare One thousand six hundred sixty eight by his certaine writeing Obligatory Sealed with the seale of him the said Samuel here in Court produced whose date is the same day & yeare abovementioned did bind himselfe and his heirs executors adm^r to pay or cause to be paid unto the said Demetrius Cartwright of the same place abovesaid the full & just summe of three hundred and forty pounds of good and Sound merchantable leafe tobacco in

Liber M M caske according to Act of Assembly to be paid upon demand at some convenient place in Petuxent River and for the true performance thereof did thereunto putt his hand and seale. And whereas also the said Samuel the third day of May One thousand six hundred sixty nine by his certaine other writeing Obligatory sealed with the seale of the said Samuel here in Court produced whose date is the same day and yeare abovewritten acknowledged himselfe to have received of the said Demetrius Cartwright the full and just summe of One thousand pounds of tobacco being in full satisfaction for cutting and malling two thousand good sufficient fencing loggs fourteene foot long which said loggs the said Samuel did bind himselfe to mall and finish or cause to be finished by the last day of November next ensueing the date thereof and if in case the said worke was not finished by the said last day of November then the

p. 185 sd Samuel did engage himself his heirs executors administrators to pay or cause to be paid unto the said Demetrius Cartwright his heirs executors administrators or assignes againe the full summe of One thousand pounds of tobacco upon demand after the last day of November next ensueing the date thereof at some convenient place in Petuxent River and to the true performance thereof did thereunto putt his hand and seale the said Demetrius in fact saith that the said Samuel did not cutt and mall the said two thousand Loggs or any part of them according to his said writeing Obligatory Notwithstanding which the said Samuel the said Summe of three hundred and forty pounds of tobacco nor the said Summe of One thousand pounds of tobacco in the whole amounting to the summe of One thousand three hundred and forty pounds of tobacco according to his said severall Obligations hath not paid though often thereunto required but the same to pay hath and doth altogether deny to the damage of the said Demetrius two thousand five hundred pounds of tobacco and thereupon he bringeth his suite.

Now here at this day to wit the eighteenth day of April in the 42th yeare of the Dominion of Caecilius &c the same Sheriff returnes to the Court here that the said Samuel Serrell is not found in his Bailiwick whereupon the said Demetrius prayeth an attachment to be granted unto him against the goods and chattells of the def^t according to an act of Assembly in that case made and provided and it is granted unto him

John Neathway	}	It was Comāded the Sheriff of Charles County that he take James Lee if &c and the Sheriff haveing returned a Cepi. and the def ^t not appeareing Ordered that unlesse the def ^t appeare at next Court by himselfe or Attorney to answer the p ^{lt} that the sheriff be amerced 40 ^s .
ag ^t		
James Lee		

Philip Shapleigh } Comānd was given the Sheriff of Somerset Liber M M
ag^t } County that he take Joseph Thompson if &c to
Joseph Thompson } answer unto Philip Shapleigh in a plea that he
render unto him the summe of five hundred
pounds of tobacco which to him he oweth and
unjustly deteineth

And whereupon the said Philip by Kenelm Cheseldyne his Attorney
saith that whereas the said Joseph the tenth day of November in
the year of Our Lord One thousand Six hundred Seventy three
by his certaine writeing Obligatory sealed with seale of the said
Joseph here in Court produced whose date is the day and yeare
abovewritten did bind himselfe his heirs executors administrators or
assignes to pay or cause to be paid unto the said Philip his heirs
executors adm^{rs} or assignes the full and just summe of five hun-
dred pounds of good sound merchantable tobacco and casque to be
paid in some convenient place in Nanticoake River at or upon the
tenth day of November next ensueing the date thereof Notwith-
standing the said Joseph though often thereunto required the said
summe of five hundred pounds of tobacco according to the tenor
of the said bill hath not paid but the same to him to pay altogether
denyes to the damage of the said Philip One thousand pounds of
tobacco and thereupon he brings his suite

Now here at this day to wit the eighteenth day of April in the
40th year of the Dominion of Caecilius &c the same Sheriff returnes
to the Court here that the said Joseph Thompson is not found in his
Bailiwick whereupon the said Philip Shapleigh prayeth an attach-
ment to be granted against the said Joseph Thompson his goods and
chattells according to an act of Assembly in that case made and
provided, and it is granted unto him

William Worgan } the deft by Vincent Lowe his Attorney appears
ag^t } and imparles untill the next Court.
Henry Turner }

John Quigley }
ag^t }
W^m Berry } these two causes continued untill next Court.
John Quigley }
ag^t }
James Berry }

p. 186

William Worgan } Comand was given to the Sheriff of Dorchester
ag^t } County that he take David Williamson if &c to
David Williamson } answer unto David Williamson in a plea that he
render unto him the summe of twelve hundred
pounds of tobacco which to him he oweth and
unjustly deteineth.

Liber M M And whereupon the said William by Kenelm Cheseldyn his Attorney saith that whereas the said David the tenth day of June in the year One thousand Six hundred Seventy One did by his certaine writeing Obligatory sealed with the seale of the said David here in Court produced whose date is the same day and yeare above-written acknowledge himselfe to owe and stand indebted unto the said William the summe of twelve hundred pounds of tobacco to be paid upon the tenth day of October the yeare aforesaid at some convenient place in the County aforesaid and to the payment thereof did bind himself his heirs executors administrators firmly by those presents Notwithstanding which the said David the said Summe of twelve hundred pounds of tobacco according to the tenor of his said bill hath not paid though often thereunto required but the same to pay hath and doth still deny to the damage of the said William two thousand pounds of tobacco and thereupon he bringeth his suite.

Now here at this day to wit the eighteenth day of April in the 42th yeare of the Dominion of Caecilius &c the Said Sheriff returneth to the Court here that the said David Williamson is not found in his Bailiwick whereupon the Said William prayes an attachment of the goods & chattells of the Said David according to act of Assembly in that case made & provided may to him be granted and it is granted unto him by the Court here.

Thomas Abbott	} the deft by Vincent Lowe his Attorney appears and
ag ^t	
Henry Turner	

imparles untill next Court.

Raymond Staplefort	} It was Comanded the Sheriff of S ^t Maries
ag ^t	
John Balley	

holden here the ninth day of february in the 37th yeare of the Dominion of Caecilius &c in a Suite depending between the p^{lt} and def^t the Said p^{lt} recovered against the def^t judgm^t for the Summe of two thousand pounds Sterling and for that execution had not thereupon issued, that by good and lawful men of his Bailiwicke he make Knowne to the said John Balley that he be and appeare here this day to Shew cause (if any he could) why execution should not issue forth against him

Att which day to wit the eighteenth day of April in the 42th yeare of the Dominion of Caecilius &c came the Said Sheriff and returns to the Court here that he hath made Knowne unto the Said John Balley as the writ requires him in the presence of John Warwick Charles Delaroch and Peter Delaroch and the Said John Balley came likewise.

p. 187 But the Said John Balley Shewing no Sufficient cause to the Court here it is Comanded the Same Sheriff that he take the Said John

Ballie if &c and him Safe in his custody Keepe So y^t he have his body here the twelfth day of May next to Satisfie the Said Raymond the judgment aforesaid. Liber M M

Daniel Jenifer
ag^t
Jonathan Squire adm^r
Jn^o Morecroft

} the def^t appeares by Kenelm Cheseldyn his
Attorney and imparles untill next Court.

William Gittings
ag^t
John Gittings

} the def^t appeares by George Parker his Attorney &
imples untill next Court.

John Ware
ag^t
Henry Exon

} the def^t appeares by Robert Carvile his Attorney and
imparles untill next Court.

John Browne
ag^t
William King

} the def^t appeares by Robert Carvile his Attorney and
imparles untill next Court.

Nathaniel Garrett
ag^t
W^m Claw & Jn^o Smalpeice
executors of Jno Reynolds

} the def^{ts} appeare by Robert Carvile
their Attorneys and imparle till next
Court.

Jonathan Squire adm^r of
Jn^o Morecroft
ag^t
Hugh Oneale

} the def^t appeares by Samuel Cressey his
Attorney and imparles untill next Court.

Caecilius Lord Baltemore
ag^t
Benjamin Cooper

} Comānd was given to the sheriff of S^t
Maries County that he take Benjamin
Cooper of the Citty of London Marriner
otherwise called Benjamin Cooper master
of the Shipp Elias if &c to answer unto
Caecilius Lord Baltemore of a plea that he
render unto him the full and just summe
of two hundred pounds of Sterling to say
lawfull mony of England which to him
he oweth & unjustly deteineth

And whereupon the said Caecilius Lord Baltemore by Robert Ridgely his Attorney saith that whereas the said Benjamin Cooper the Seventh day of July in the yeare of Our Lord One thousand six hundred seventy three did by his certaine writeing Obligatory Sealed with the seale of him the said Benjamin and here in Court produced whose date is the day and yeare abovesaid acknowledge himselfe to be held and firmly bound unto the said Caecilius Lord Baltemore in the full and just Summe of Two hundred pounds sterling to say lawfull mony of England to be paid to the Said Lord Baltemore or

Liber M M to his certaine Attorney his heirs execut^{rs} adm^{rs} or assignes for the which payment well and truly to be made the said Benjamin did bind himselfe his heirs executors and administrators firmly by those presents Notwithstanding the said Benjamin Cooper the said summe of two hundred pounds Sterling to him the said Caecilius Lord Baltemore according to the said writing Obligatory hath not paid though often thereunto required but the same to pay hath denyed and Still doth deny to the damage of the said Caecilius Lord Baltemore One hundred pounds sterling and thereupon he bringeth his Suite.

And the aforesaid Benjamin by his Attorney cometh and defendeth the force and injury when &c and prayeth heareinge of the writeing Obligatory aforesaid and it is read unto him he prayeth also the heareing of the Condition of the Said writeing and
 p. 188 it is read unto him in these words following Vizt The Condition of this Obligation is such that whereas the abovebounden Benjamin Cooper hath this day drawn by exchange on M^r John Thornbush of London Merchant foure bills of exchange for forty two pounds and two shillings sterling all of One tenor and date payable at twenty dayes sight thereof unto the said Lord Baltemore or his Order if therefore the said John Thornbush shall well and truly pay the said bills of exchange according to the tenor thereof without fraud or delay that then this Obligation to be Void & of none effect otherwise to stand remaine and be in full force strength and Virtue which being read and heard &c.

Now here at this day to wit the eighteenth day of April in the 42th yeare of the Dominion of Caecilius &c the same Sheriff returnes to the Court here that the Said Benjamin Cooper is not found in his Bailiwick whereupon the Said Caecilius Lord Baltemore prayeth attachm^t against the goods and chattells of the said Benjamin according to an Act of Assembly in Such case made and provided and it is granted unto him

Therefore it is Comāded the same Sheriff that he attach any the goods or chattells of the said Benjamin if &c to the Value of two hundred sixty six pounds Sterling and them or any part thereof in his custody to Keepe untill the Said Benjamin shall by himselfe or his Attorney appeare here the twelfth day of May next to answer unto the Said Lord Baltemore in the plea aforesaid.

Robert Carvile
 ag^t

William Hollingsworth

} It was Comanded the Sheriff of S^t Maries County that he take William Hollingsworth of his County merchant otherwise called William Hollingsworth of the County of Charles County in the Province of Maryland merchant if &c to answer unto Robert Carvile One of the Attornyes &c in a plea

that he render unto him twelve hundred Liber M M
thirty nine pounds of tobacco which he
oweth and unjustly deteineth.

And whereupon the Said Robert in his proper person saith that whereas the said William the fouretenth day of June in the One and fortith yeare of the Dominion of Caecilius &c in the yeare of Our Lord God One thousand six hundred seventy three by his certaine bill Obligatory sealed with the seale of him the said William and here by the said Robert brought into Court whose date is the day and yeare abovesaid acknowledged himselfe holden and firmly indebted unto Robert Carvile aforesaid the full & just quantity of twelve hundred thirty and nine pounds of good sound merchantable tobacco and caske to be paid to the said Robert Carvile his heirs execut^{rs} adm^{rs} or assignes upon demand to the which payment well and truly to be made to the said Robert Carvile his heirs or assignes the said William did bind himselfe his heirs executors and assignes Yet the said William the said Summe of twelve hundred thirty and nine pounds of tobacco and caske to him the said Robert though often thereunto requested hath not paid but altogether refuseth and denyeth the same whereupon he saith he is dampnified and hath losse to the Value of eighteen hundred pounds of tobacco & thereupon he bringeth his Suite.

Now here at this day to wit the eightenth day of April in the 42th yeare of the Dominion of Caecilius &c the same Sheriff returnes to the Court here that the said William is not found in his Bailiwick whereupon the said Robert prayeth this Court that an attachment against the goods and chattells of the Said William according to an act of Assembly in such case made and provided may be granted him and it is by the Court here granted unto him

Therefore it is Comanded the Said Sheriff that he attach any the goods or chattells of the said William Hollingworth if &c to the Value of sixteene hundred fifty two pounds of tobacco and them or any part thereof in his custody Keepe untill the said William shall by himself or his Attorney appeare here on the twelfth day of May next ensueing to answer the said Robert in the plea aforesaid. p. 189

Thomas Spinke } Comand was given to the Sheriff of S^t Maries
ag^t } County that he take Robert Nicholas if &c to
Robert Nicholas } answer unto Thomas Spinke in a plea of trespas
upon the case.

And whereupon the Said Thomas by Kenelm Cheseldyn his Attorney complaineth that whereas the Said Robert Nicholas the twelfth day of December in the yeare One thousand six hundred sixty Nine in consideration that he the said Thomas at the special instance and request of him the said Robert Nicholas would lett unto him the said Robert Nicholas storage at the house of him the Said Thomas

Liber M M for the quantity of three hundred bushells of Allum Salt for the space of One whole yeare and so long after as he the said Robert should require and have Occasion for the same the said Robert did assume upon himselfe and to the said Thomas did faithfully promise that he the said Robert would for the first yeare pay unto him the said Thomas for the Same the Summe of five hundred pounds of tobacco and so much as it should deserve for what time it should so long lye at the house of him the said Thomas and the said Thomas in fact saith that the said Salt hath had Storage at the house of him the said Thomas beyond the yeare agreed for the space of three yeares and three months and that he the said Thomas doth well deserve two hundred and fifty pounds of tobacco p yeare for the same in the whole eight hundred and twelve pounds of tobacco which together with the five hundred pounds of tobacco agreed for the first yeare in the whole amounteth unto thirteen hundred and twelve pounds of tobacco notwithstanding which the said Robert the said Summe of thirteene hundred and twelve pounds of tobacco according to his promise though often thereunto required according to his promise hath not paid but the same to him to pay hath and Still doth deny to the damage of the said Thomas One thousand pounds of tobacco and thereupon bringeth Suite

Now here at this day to wit the eighteenth day of April in the 42th yeare of the Dominion of Caecilius &c the same Sheriff returnes to the Court here that the said Robert Nicholas is not found in his Bailiwick. whereupon the said Thomas prayeth this Court that attachment of the goods and Chattells of the said Robert may to him be granted according to act of assembly in Such case made and provided and it is granted unto him

Therefore it is Comanded the same Sheriff that he attach any the goods or chattells of the Said Robert if &c to the Value of seven- teene hundred forty nine pounds of tobacco and them or any part thereof in his custody Keepe untill the said Robert shall by himselfe or his Attorney appeare here upon the twelfth day of may next to answer the said Thomas in the plea aforesaid.

Thomas Gibson	}	the def ^{ts} appeare by Kenelm Cheseldyne their Attorney and imparle till next Court
ag ^t		
Arthur Turner		
W ^m Hallett et al		
ag ^t		
Demetrius Cartwright	}	

p. 190 On the backside of a patent Granted unto Gothfrid Harmar for three hundred and fifty acres the fourteenth day of January in the seaven & twentieth yeare of the Dominion of Caecilius &c Annoq³ Dom One thousand six hundred fifty eight was thus written

Know all men by these presents that I Gothofrid Harmar of the County of Ann Arundell in the Province of Maryland doe hereby assigne and make Over all my right title and interest of the within mentioned Pattent and Land unto John Hatton of London Merchant warranting it from all claime or claimes that shall be laid unto it by any person or persons whatsoever as wittnes my hand this 26th of march 1660.

Godhofryd Harmar

Wittnes

John Stanesby

James Rigbe.

On the backside of a patent granted Oliver Spry for Six hundred acres of land the 17th of January in the 27th yeare of the Dominion of Caecilius &c Annoq; Dom̃ 1658 was thus written

Know all men by these presents that I Oliver Spry Senior planter in the County of Providence in the Province of Maryland me my heirs executors & assignes doth hereby assigne and make Over all my right title and interest of the within mentioned Pattent and land unto John Hatton of London merchant or his assignes Giveing and granting unto him aforesaid and warranting it unto him it from all claime or claimes whatsoever as wittnes my hand this 10th of November 1660

P me Oliver Sprye

Tested by us

Robt: Vaughan

Thomas Stegoll

This assignm^t acknowledged in Court by Oliver

Sprye and his wife 10th 9th mō

Teste James Rigbie

This Indenture made the Sixteenth day of April in the two and forthith yeare of the Dominion of the Right Hon^{ble} Caecilius Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore &c and in the yeare of Our Lord God 1674 Betweene Samuel Hatton of Talbott County Attorney of Thomas Hatton of Tewksbury in the County of Gloucester and Kingdome of England Yeoman on the One part and Richard Keene of Calvert County in the said Province of Maryland Inholder on the other part Witnesseth That whereas the said Lord Proprietary did by his Deed of Grant under the great seale of this Province beareing date the fourteenth day of January Anno 1658 for the considerations therein Named grant unto Gothf[rid] Harmar a parcell of Land called Mount Harmer lyeing on the east Side of Chesepiake Bay and On the north side of a River in the Said Bay called Sassafrax River neere unto the land laid Out for Axell Stile Begining On the west Side of a branch called Axells branch and runing south east up the river for bredth One hundred perches to a branch called Harmers branch bounding on the said branch runing North east up the branch for length three hundred and twenty perches On the north by a line drawn northwest from the end of the north northeast

Liber M M line untill it intersect a parralell lyne drawne from Axells branch On the west with the said paralell and branch On the South with the said River Containeing and then laid Out for two hundred Acres more or lesse And also a parcell of Land adjoyning to the former at the head of Harmars branch runing northwest and by west down the branch to a point One hundred and eighty perches
p. 191 then South One hundrd^d seventy five perches then north east One hundred and fifty perches to a marked Oake in a Valley bounding On the east by a line drawne north into the said branch from the Said Oake and by the said branch On the South west and North by the said River Containeing and laid Out for One hundred and fifty acres in all three hundred and fifty acres be it more or lesse and under such rents and Services as in the said Grant thereof is expressed relation being thereunto had will more at large appeare To have and to hold the Same to him the said Gothfrid Harmer his heirs or assignes forever Afterwards that is to say the six and twentieth day of March Anno 1660 the said Gothfrid Harmar did by his certaine instrument in writeing under his hand assigne sell and sett Over unto One John Hatton of London Merchant the said parcell of Land called Mount Harmer with the appurtenñces thereunto belonging And whereas the said Lord Proprietary did by his Other deed of grant under the great Seale of this Province beareing date the seventeenth day of January Anno 1658 for the considerations therein named grant unto Oliver Spry a parcell of Land called Spryes-hills lyeing On the east Side of Chesepiake Bay and On the north side of the Said Bay in a River called Sassafrax River next adjoyning to the Land lately laid Out for Gothfrid Harmer Begining neere the head of a branch called Harmers branch at a Chest-nutt tree Standing upon the Side of a hill neere to the mouth of a Creeke called Spryes Creeke runing for bredth by the Said land and River south east and by east three hundred perches to a marked Oake by the river side bounding On the east by a line drawne north and by west for lenght three hundred and twenty perches On the north by a line drawne northwest and by west from the end of the north and by west line untill it intersect a paralel drawne from Spryes Creeke On the west with the said creeke on the South with the said River Containeing and then laid Out for six hundred acres more or lesse and under such rents and services as in the said grant is expressed relation being thereunto had will likewise move at large appeare Afterwards that is to say the tenth day of November Anno 1660 the said Oliver Spry did by his certaine instrument in writeing duly executed assigne Sell and Sett over unto the afore-said John Hatton of London merchant the said parcell of Land called Spryes hills with the appurtenñces thereunto belonging To have and to hold the Said two parcells of Land called Mount Harmer and Spryes hills to his heirs and assignes for ever By Vir-

ture of which instruments of writeing the said John Hatton became **Liber M M**
 Seized of in and to the said two parcells of land of a good and
 Sure estate in ffee Simple And whereas the said John Hatton being
 so seized of the said two parcells of Land and dyeing in this Prov-
 ince intestate It is found by a certaine Inquisition taken in this Prov-
 ince that the Lands and possessions that were of the said John Hat-
 ton deceased are legally descended unto the abovenamed Thomas
 Hatton of Tewksbury aforesaid as Brother and next heire to the
 said John Hatton deceased. Now this Indenture further Wittneseth
 That whereas I the said Samuel Hatton being constituted Ordained
 and appointed (by the said Thomas Hatton heire to the Said John
 Hatton) his true and lawfull Attorney for the Sale and disposall of
 any of the Lands or tenements which were the said John Hattons
 within this province Have for and in Consideration of the Summe
 of thirty thousand pounds of tobacco to me already paid by the said
 Richard Keene the receipt whereof I due hereby acknowledge Given
 Granted bargained and sold and doe by these presents give grant
 bargain sell enfeoffe and confirm unto him the said Richard Keene **p. 192**
 the aforesaid two parcells of land called Mount Harmer and Sprys
 Hills together with all rights profits benefitts and cōmodities to the
 said Severall parcells of land or any of them belonging or in any
 wise appurteineing to wit all houses Outhouses Orchards fences
 woods underwoods meadowes pasture timber and timber trees now
 being upon or belonging to the said two parcells of Land also all
 and every the said grants deeds writeings and evidences of and
 concerning the Said Seu'll parcells tracts or devidents of Land called
 Mount Harmer and Spryes hill and according to the meets and
 bounds above expressed To have and to hold the same unto him the
 said Richard Keene his heirs and assignes for ever to the Only
 proper use and behoofe of him the said Richard Keene his heirs
 and assignes for ever. to be holden of the right Hon^{ble} the Lord
 Proprietary by the rents and Services and under the conditions there-
 fore due and reserved And the said Samuel Hatton for himselfe his
 heirs executors and administrators and every of them doe Covenant
 promise and grant to and with the said Richard Keene his heirs and
 assignes and every of them by these presents that he the Said Samuel
 Hatton his heirs execut^{rs} and administrators and every of them the
 Severall tracts and dividents of land and every of them before by
 these presents bargained and sold or hereby intended to be bargained
 and sold with their and every of their appurtenācs unto him the
 said Richard Keene his heirs and assignes against him the said
 Thomas Hatton his heirs or assignes and all and every other person
 or persons whatsoever claimeing or to claime by from or under him
 them or any of them shall & will for ever hereafter defend and
 warrant by these presents And further the said Samuel Hatton doth
 for himselfe his heirs executors and administrators Covenant prom-

p. 193

Sealed and delivered in the presence of
Jn^o Blomfeild
John Grigge
Tho: Vaughan

Samuell Hatton (seale.)

Maryland ss.

Know all men by these presents that I Samuel Hatton of the County of Talbott Attorney of Thomas Hatton of Tewksbury in the County of Glocester and Kingdome of England am holden and firmly bounden unto Richard Keene of Calvert County in the said Province of Maryland in the full and just quantity of sixty thousand pounds of tobacco and caske to be paid to the said Richard Keene his heirs executors adm^r or assignes for the which payment well and truly to be made I the said Samuella Hatton doe bind my Selfe my heirs executors and administrators firmly by these presents Sealed with my Seale and dated the Sixteenth day of April Anno 1674.

The Condition of this Obligation is such that if the abovebounden Samuel Hatton his heirs executors and administrators shall and doe well and truly Observe performe fullfill and Keepe all and every the Severall Covenants grants articles and agreements for ever hereafter to be observed performed fullfilled and Kept which are mentioned Specified and contained in a certaine Indenture beareing even date with these presents had and made betweene the said Samuel Hatton of the One part and the abovenamed Richard Keene on the other part and which on the part of the said Samuel are to be Observed performed fullfilled and Kept that then this Obligation to be Void and of none effect otherwise to Stand remaine and be in full power force Strength and Virtue.

Sealed and delivered in

Samuell Hatton (Seale.)

the presence of Us

Jn^o Blomfeild

John Grigge

Tho: Vaughan

The abovewritten bond together with the foregoing Indenture was by the said Samuel Hatton acknowledged in Open Court to be his act and deed the 18th day of April 1674.

Benjamin Rozer } Be it remembred that at this Court to witt the
ag^t } fifteenth day of April in the two and fortith yeare
Samuel Cressey } of the Dominion of Caecilius &c Anno^q Domⁱ
1674 Came Benjamin Rozer Gent One of the
Attorneyes of the Court and exhibiteth here into
Court his certaine bill against Samuel Cressey
Gent One of the Attorneyes of this Court of a plea
that he render unto him the Summe of Sixteen
thousand five hundred eighty and eight pounds
tobacco which to him he Oweth and unjustly
deteineth.

And whereupon the said Benjamin in his Proper Person saith that whereas the said Samuel the fourteenth day of May 1673 by his certaine writeing Obligatory Sealed with the Seale of him the said Samuel whose date is the day and yeare abovesaid and here in Court produced did acknowledge himselfe to owe and stand indebted unto the said Benjamin in the full and just Summe of sixteene thousand five hundred eighty and eight pounds of sound merchantable leafe tobacco in caske to be paid to the said Benjamin his heirs assignes or certaine Attorney conveniently neare Portobacco creeke upon demand to which payment well and truly to be made and done the said Samuel did bind himselfe his heirs executors & adm^{rs} firmly by those presents Notwithstanding which the said Samuel the said sixteene thousand five hundred eighty and eight pounds of tobacco to him the said Benjamin according to the tenor of the said writeing Obligatory hath not Paid though often demanded but the same to

p. 194

Liber M M pay hath denyed and still doth deny whereupon the said Benjamin saith he is dampnified & hath losse to the Value of tenn thousand pounds of tobacco and thereupon he bringeth his suite.

And the aforesaid Samuel Cressey in his proper person cometh and defendeth the force and injury when &c and prayeth the heareing of the said writeing Obligatory and it is read unto him he prayeth also the heareing of the Condition of the Said writeing Obligatory and it is read unto him in these words vizt The Condition of this Obligation is such that if the above bounden Samuel Cressey his heirs executors & administrators shall well and truly pay or cause to be paid to the said Benjamin Rozer his heirs assignes or certaine Attorney the summe of eight thousand two hundred ninty four pounds of good Sound merchantable leafe tobacco and caske conveniently neare Portobacco Creeke On or before the tenth day of October next ensuing after the date hereof without fraud or delay that then this Obligation to be Void otherwise to Stand in full force Power and Virtue. which being read and heard the said Samuel as to the said Summe of eight thousand two hundred ninty four pounds of tobacco and caske nothing thereof in barr saith by which the said Benjamin against the said Benj Samuel for the said Summe of eight thousand two hundred ninty four pounds of tobacco remaineth thereupon wholly undefended Therefore it is considered by the Court here that the said Benjamin recover against the said Samuel the said quantity of eight thousand two hundred ninty four pounds of tobacco and caske and the Said Samuel in mercy &c. Teste of Suite 500 1 to^b.

M^r Carvile

Whereas there is a suite depending betwixt me and ffrancis Swinfen in an action of debt for three thousand ninty Seaven pounds of tobacco I doe hereby acknowledge to haue received full satisfaction for the said debt and therefore I doe desire you do acknowledge Satisfaction upon record of the said judgm^t obtained upon the said action for your so doing this shall be your warrant Given under my hand this 16th day of April 1674

Testis John Rousby.

Daniel Jenifer

Memorandum that upon the 16th day of April 1674 came Robert Carvile Attorney of Daniel Jenifer p^lt against ffrancis Swinffen def^t and doth acknowledge upon the record that the said Daniel Jenifer hath received full satisfaction for and upon the judgment Obtained in this cause

Rob^t Carvile p quer.

<p>p.195 Christopher Rousby ag^t William Baker</p>	}	<p>William Baker late of S^t Maries County otherwise called William Baker of S^t Maries County in the Province of Maryland planter was summoned to answer unto Christopher Rousby Gent</p>
--	---	--

of a plea that he render unto him two thousand
 foure hundred and eightene pounds of tobacco
 which to him he oweth and unjustly deteineth
 &c. Liber M M

And whereupon the said Christopher by John Rousby his Attorney saith that whereas the said William upon the first day of November in the year of Our Lord One thousand six hundred seventy and two by his certaine bill Obligatory sealed with the seale of him the said William and here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors and administrators to pay unto the said Christopher the just quantity of two thousand foure hundred and eightene pounds of good sound well conditioned tobacco in caske convenient, to be paid to the said Christopher or to his certaine Attorney executors adm^r or assignes at his the said Williams then dwelling plantacōn upon the Bay side in S^t Maries County aforesaid Notwithstanding the aforesaid William although often demanded the said summe of two thousand foure hundred and eightene pounds of tobacco to the said Christopher hath not hitherto paid or satisfied but the same to him the said Christopher to pay or satisfie doth still deny and refuse whereupon he saith he is dampnified and hath damage to the Value of five thousand pounds of tobacco And thereupon he bringeth his Suite.

And the said William by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and saith that he is not informed by the said W^m his Client of any answer for the said William to the aforesaid Christopher Rousby in the declaration aforesaid to be given and saith nothing else thereupon by which the same Christopher Rousby remaineth against the aforesaid W^m thereupon undefended therefore it is considered that the said Christopher recover against the said William the aforesaid summe of two thousand foure hundred and eighteen pounds of tobacco debt and two hundred fifty six pounds of tobacco costs of suite And the def^t in mercy &c.

Christopher Rousby	} William Baker late of S ^t Maries County
ag ^t	
William Baker	} Planter was attached to answer Christopher
	} Rousby Gent in a plea of Trespas upon the case

And whereupon the said Christopher by John Rousby his Attorney saith that whereas the said William the tenth day of November in the year of Our Lord One thousand six hundred seventy two being justly indebted to the said Christopher the summe of three hundred and thirty pounds of tobacco in consideration thereof did assume upon himselfe and to the said Christopher did faithfully promise the said three hundred and thirty pounds of tobacco would well and truly pay at any time then after when he should be thereunto required Notwithstanding which the said William although often required the said summe of three hundred and thirty pounds

Liber M M of tobacco to the said Christopher hath not paid but the same to him to pay and Satisfie hitherto hath denyed and refused and as yet doth deny and refuse whereupon the said Christopher Saith he is dampnified and hath losse to the Value of two hundred pounds of tobacco and thereupon he bringeth his suite &c.

And the said William by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith that he is not informed by the said William his Clyent of any answer for the said William to the aforesaid Christopher in the declaration aforesaid to be given and Saith nothing else thereupon By which the Same Christopher remaineth against the aforesaid William thereupon un-
 p. 196 defended Therefore it is considered that the said Christopher recover against the aforesaid William the aforesaid Summe of three hundred and thirty pounds of tobacco the debt aforesaid and two hundred fifty Six pounds of tobacco costs And the def^t in mercy &c.

Maryland ss. To Robert Carvile Gent One of the Attornyes of the
 Provinciaall Court or to any Other Attorney of the
 Said Court.

These are to desire and authorize you or any of you to appeare for me William Baker of S^t Maries County Planter at the suite of Christopher Rousby Gent in an action of debt for two thousand foure hundred and eightene pounds of tobacco and to confesse judgment for the said debt and costs of suit by Nihil dicit non sum informatus or Otherwise as you shall thinke ffitt & also to appeare for me at the suite of the said Christopher in a plea of trespass upon the case for three hundred and thirty pounds of tobacco with costs of Suite and for your or any of your So doeing this shall be your sufficient warr^t Given under my hand & Seale this 28th day of January in the yeare of Our Lord 1673.

Sealed and delivered in

the marke of

the presence of us

William B Baker (seale)

Jo Rousby

Geo: Lockier

Samuel Winslow
 ag^t

W^m Moffett & Jn^o
 Grämer

} William Moffett and John Grammer late of Calvert County planter otherwise called William Moffett and John Grämer of Calvert County were Sumoned to answer unto Samuel Winslow merchant in a plea that they render unto him the summe of three thousand pounds of tobacco which to him they Owe and unjustly detainee &c.

And whereupon the said Samuel by John Rousby his Attorney saith that whereas the said William Moffett and John Gramer upon the twentieth day of November in the yeare of Our Lord One thou-

sand six hundred Seventy two by their certaine bill Obligatory Liber M M sealed with the seales of the said William and John and here in Court produced whose date is the same day and yeare did acknowledge themselves joyntly and severally to Owe and stand indebted unto the said Samuel in the full and just summe of three thousand pounds of good merchantable tobacco to be paid at or upon the twentieth day of March then next ensuing the date of the said bill at some Convenient place in the County of Dorchester and to the same payment well and truly to be made they bound themselves their heirs execut^{rs} and adm^{rs} joyntly and severally by those presents Notwithstanding the aforesaid William and John although often demanded the aforesaid Summe of three thousand pounds of tobacco to the said Samuel hath not nor either of them hath paid or satisfied but the same hitherto have denyed and as yet doe deny and refuse whereupon he saith he his dampnified and hath losse to the Value of two thousand pounds of tobacco And thereupon he bringeth his Suite

And the said John by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and saith that he is not informed by the said John his Client of any answer for the said John to the said Samuel in the declaration aforesaid to be given and Saith nothing else thereupon by which the said Samuel Winslow remaineth against the aforesaid John thereupon undefended therefore it is considered that the said Samuel recover against the aforesaid John the aforesaid Summe of three thousand pounds of tobacco debt and two hundred fifty six pounds of tobacco costs and the Said John in mercy &c.

Maryland ss To Robert Carvile and Kenelm Cheseldyne Gent Attornyes of the Provinciaall Court or to either of them or any other Attorney of the said Court. p. 197

These are to authorize you or either or any of you to appeare for me John Grāmer the next Provinciaall Court in an action of debt for the Summe of three thousand pounds of tobacco brought against me and William Moffett by Samuel Winslow merchant to confesse judgment for the said debt with cost of suite by non sum informatus nil dicit or Otherwise and for your or any of your so doeing this shall be your Sufficient warrant Given under my hand and seale this 8th day of April in the yeare of Our Lord 1674

Sealed and delivered in

John Grammer (seale)

the presence of us

Jo: Rousby

George Lockier.

Liber M M Robert Gibbs } William Moffett and John Grammer late of Calvert
 ag^t } County Planters otherwise called William Moffett
 W^m Moffett & } and John Grammer of Calvert County were Sum-
 Jn^o Grammer } moned to answer unto Robert Gibbs merchant in a
 plea that they render unto him three thousand pounds
 of tobacco which to him they Owe and unjustly doe
 detaine &c

And whereupon the said Robert by John Rousby his Attorney saith that whereas the said William Moffett and John Grammer upon the twentieth day of November in the yeare of Our Lord One thousand six hundred seventy two by their certaine bill Obligatory Sealed with the scales of the said William and John and here in Court produced whose date is the Same day and yeare did acknowledge themselves joyntly and severally to owe and stand in unto the said Robert his heirs execut^{rs} or adm^{rs} the full and just sume of three thousand pounds of good merchantable tobacco to be paid at or upon the tenth day of October in the yeare One thousand Six hundred seventy three at some Convenient place in the County aforesaid and to the same payment well and truly to be made they bound themselves their heirs execut^{rs} and adm^{rs} joyntly and severally by those presents Notwithstanding the aforesaid William and John though often demanded the said summe of three thousand pounds of tobacco to the said Robert they nor either of them have not paid or satisfied but the same to him to pay they have refused and denyed and yet doe deny whereupon he saith he is dampnified and hath damage to the Value of two thousand pounds of tobacco and thereupon he bringeth his suite

And the said John by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith that he is not informed by the said John his Client of any answer for the said John to the said Robert in the declaration aforesaid to be given and saith nothing else thereupon By which the said Robert Gibbs remaineth against the said John thereupon undefended therefore it is considered by the Court here that the said Robert recover against the aforesaid John the aforesaid summe of three thousand pounds of tobacco debt and two hundred fifty six pounds of tobacco Costs and the def^t in mercy &c.

Maryland ss. To Robert Carvile and Kenelm Cheseldyne Gent Attornyes of the Provincial Court or to either of them or to any other Attorney of the Same Court

These are to desire and authorize you or either or any of you to appeare for me John Grämer at the next Provinciaall Court at the suite of Robert Gibbs merch^t in an action of debt by him brought against me and W^m Moffett for the sume of three thousand pounds

of tobacco to confesse judgm^t for the said debt with costs of suite Liber M M
by non Sum informatus nil dicit or otherwise & for your or any of
your so doeing this shall be y^t Sufficient warrant Given under my
hand & seale this 8th day of April Anno 1674.

Sealed & delivered in the p^rsence of John Grammer (seale)
Jo: Rousby
George Lockier.

Memorandum that at this Court to wit the Fiftenth day of April in p. 198
the two and fortith year of the Dominion of Caecilius &c His Excel-
lency the Cap^t Gen^l delivered up these foure following Patents to be
made Void upon record Vizt

John Caines Patent for 50 Acres of Land called Spring Plaine
dated the 30th of June 1668

John Wards Patent for 150 Acres of land called Pomfret dated
the 7th of March 1667.

Garett Sennotts Patent for 150 Acres of land called S^t Peters
dated the 24th of May 1664

John Caines Patent for 300 Acres of land called S^t Patricks-hill
dated the 26th of May 1664.

The said severall parcells of Land being reserved for his
Lo^{ps} use

Constant Daniel Petitioneth this Court that whereas this Court
Ordered in April Court last past that he should maintaine take care
and looke after Elizabeth late daughter of Richard Russell deceased
for One year and the Petitioner, now prayes Satisfaction for the
same.

Whereupon Ordered that Thomas Vaughan satisfie and pay
the said Constant Daniel twelve hundred pounds of tobacco
in caske.

Upon the Petition of John Blackistone being Sumoned as a wittnes
by James Neale Senior in a suite depending between him and John
Ugate

Ordered that the said James Neale satisfie and pay the Peti-
tioner two hundred and ten pounds of tobacco for the same.

This Indenture made the twentieth day of ffebruary in the 42th
yeare of the Dominion of Caecilius &c Annoq³ Domⁱ 1673 **Betweene**
Daniel Jenifer of Accomack in the Collony of Virginia Gent of the
One Party and Thomas Courtney of S^t Maries County in the
Province of Maryland Planter Of the Other party **wittnesseth** That
the said Daniel Jenifer for and in consideration of the Summe of
five thousand pounds of tobacco to him in hand paid by the said
Thomas Courtney before the ensealeing and delivery of these pres-

Liber M M ents the receipt whereof the said Daniel doth hereby acknowledge and thereof and of every part and parcell thereof doth clearly and absolutely acquitt exonerate and discharge him the said Thomas Courtney his executors and administrators by these presents and for divers other good causes and Valuable considerations him thereunto moveing **hath** given granted aliened sold enfeofed and confirmed and by these presents doth give grant alien sell enfeof and confirme unto the said Thomas Courtney his heirs and assignes for ever all that tract parcell or Devident of Land called or Knowne by the name of Come-Away lyeing in St Maries County and begining at a marked red Oake neere a marsh by the Bay called Clockers marsh and runing South for bredth thirty perches to a marsh called Come-away marsh and from the said marked Oake by a line drawne south-west for three hundred and foure perches to a marked Oake and from the said marked Oake for breadth into the woods by a line drawne northwest and by north One hundred perches to a marked Oake and from the said Oake by a line east and by north to the first redd Oake two hundred and eighty perches Containeing by estimation One hundred Acres more or lesse with all and every the Lands tenements houses buildings edifices gardens Orchards pastures
 p. 199 rights members and appurtenāces to the said parcell of Land belonging or any wayes apparteneing together with all Deeds evidences Patents grants Charters escripts writings and minim^{as} whatsoever of or concerning the Same **To have and to hold** the said Land and premises to the Only proper use and behoofe of him the said Thomas Courtney his heirs and assignes forever And the Said Daniel doth hereby for himselfe his heirs executors and administr^{rs} Covenant and agree to and with the said Thomas Courtney his heirs executors and administrators that he the said Daniel at the ensealing and delivery of these presents is and doth stand seized of the said Land and premisses with their appurtenāces of a firme good Sure and undefeasible estate of inheritance in ffee Simple and that he hath good right and full power and lawfull authority to grant bargain and sell the Same to him the said Thomas Courtney and his heirs and that he will for ever warrant and defend the same to him the said Thomas Courtney and his heirs against all persons whatsoever claimeing by from or under him the said Daniel his heirs executors and administrators and also from all claime and claimes of Dower made or hereafter to be made by Ann his now wife or any person or persons claimeing by from or under her or to her use or by her procurement for or in the nature of dower joynture or settlement upon Marriage or after and that the said Land and premisses are free and cleere of all manner of incumbrances whatsoever the rents and services due and payable to the Lord Proprietary and his heirs Lord and Lords of the ffee of the premisses alwayes excepted and foreprized And the Said Daniel doth further for himselfe his heirs

executors and adm^{rs} covenant promise and agree to and with the **Liber M M**
 said Thomas Courtney his heirs executors and assigns and every
 of them by these presents at any time within this seaven yeares next
 coming^l at the reasonable request and at the proper costs and charges
 in the Law of him the said Thomas Courtney his heirs and assigns
 to doe acknowledge make and execute any other lawfull Conveyance
 or Conveyances assurance or assurances in the Law whether it be by
 fine and recovery or involment of these presents or otherwise whatso-
 ever as by the Council of the said Thomas Courtney learned in the Law
 shall be reasonably devised advised or acquired **In wittnesse whereof**
 the parties abovenamed have to these p^sent Indentures interchang-
 ably Sett their hands and Seales the day and yeare first abovewritten
 Signed sealed and delivered in Daniel Jenifer (Seale)

the presence of
 G V Sweringen
 Walter Hall
 John Baker

On the backside of the aforegoeing Indenture was thus written
 Vizt Know all men by these presents that I the within named Daniel
 Jenifer doe by these presents nominate constitute and appoint George
 Thompson and William Baker of the County of S^t Maries Planters
 my true and lawfull Attornyes joyntly and Severally for me and in
 my name in the within bargained premisses or any part thereof in
 the name of the whole to enter and peaceable and quiet possession
 thereof for me and to my use to take and thereof quiet and peaceable
 possession in my name and Stead to him the within named Thomas
 Courtney his heirs and assigns to deliver to the use of him the said
 Thomas Courtney his heirs and assigns according to the true pur-
 port and meaning of the Indenture within written **In Wittnes** p. 200
 whereof I have hereunto Set my hand and Seale the day and yeare
 within written

Sealed and delivered in Daniel Jenifer (Seale)
 the p^sence of
 G V Sweringen
 Walter Hall
 Jn^o Baker

Maryland ss.

Know all men by these presents that I Daniel Jenifer of Accomack
 in the Collony of Virginia Gent am holden and firmly bounden unto
 Thomas Courtney of S^t Maries County in the said Province planter
 in the full and just Summe of ten thousand pounds of good sound
 tobacco and caske to be paid to the said Thomas Courtney his heirs
 executors administrators or assigns To the which payment well and
 truly to be made I binde myselfe my heirs executors and adm^{rs} firmly
 by these presents Sealed with my seale and dated the twentieth day of

Liber M M ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq Dom̃ 1673.

The Condition of this Obligation is Such That if the above-bounden Daniel Jenifer his heirs executors and adm^{rs} and every of them doe and shall from time to tyme and at all times hereafter well and truly Observe performe fullfill and Keepe all and every the Severall Covenants grants articles and agreements mentioned specified and contained in a certaine paire of Indentures beareing even date with these presents and had and made betweene the said Daniel Jenifer of the One party and the abovenamed Thomas Courtney of the other party and which of the part of the said Daniel are to be observed performed fullfilled and Kept that then this present Obligation to be Void and of none effect otherwise to Stand remaine and be in full force power and Virtue.

Sealed & delivered in

Daniel Jenifer (Seale)

the p^rsence of

G V Sweringen
Walter Hall
Jn^o Baker.

The abovewritten bond together with the
aforegoing Indenture were by the said Daniel
Jenifer acknowledged in Open Court to be
his Act and Deed April the 15th 1674.

To all xpiā people to whom these presents Shall Come I Bryan Daley of S^t Maries County in the Province of Maryland planter Send **Greeting** in Our Lord God everlasting **Know yee** That whereas Caecilius absolute Lord and Proprietary of the Province aforesaid and Avalon Lord Baron of Baltemore &c by his Patent under the great seale of the said Province of Maryland beareing date the twelfth day of May in the three & thirtieth yeare of his Lo^{pps} Dominion Over the Said Province Annoq Dom̃ One thousand six hundred sixty foure did grant unto Thomas Edmunds and Gasper Guerdin of the Same Province Chirurgion a parcell of Land called the Devideing lyeing on the east side of Chesepiake Bay and on the east Side of a River in the Said Bay called Elke River Begining at a marked Oake standing by the mouth of a creeke called Guerins creeke and runing up the said River north and by east for three hundred perches for bredth to a marked Oake standing On a banck with a line drawne east and by south from the said marked Oake three hundred and twenty perches till it intersect a paralell runing South and by west three hundred and twenty perches to Guerins Creek On the south with the said Creeke to the marked Oake On the west with Elke River On the north with the said line On the east with the said paralell Containeing and then laid Out for six hundred Acres more or lesse together with all rights profitts and benefitts thereunto belonging (Royall mines excepted) To have and to hold the same to them the said Thomas Edmunds and Gasper Guerin their heirs and assignes for ever for and under divers and

p. 201

Severall the rents reservations and services therein referred as by the said rented Patent recourse being thereunto had more fully and more at large it doth and may appeare And whereas also the said Gasper Guerin afterwards to wit the first day of November in the year One thousand six hundred sixty six by his certaine writeing under his hand and seale did freely give and grant unto me the said Bryan Daley the One moyety or halfe part of the abovesaid parcell of land likewise appeareing upon record in the Provinciaall Court of the Same Province **Now Know yee further** that I the Said Bryan Daley for and in consideration of the full quantity of foure thousand pounds of tobacco in casque to me in hand paid by John English of the County of St Maries aforesaid planter the receipt whereof I doe hereby acknowledge and thereof and of every part and parcell thereof due clearly and absolutely acquitt and discharge the said John English his heirs executors and administrators for ever by these p'sents **have** given granted bargained and sold and by these presents doe give grant bargain and sell unto the said John English his heirs and assignes for ever **all** that moyety or halfe part of the abovesaid parcell of Land so to me given and granted as aforesaid with all and every the profitts and priviledges to the Same belonging or any wayes appurtening **To have and to hold** the said moyety or halfe part of the said parcell of Land with all and every the appurtenances to him the said John English his heirs and assignes for ever to the only use and behoofe of him the said John English his heirs and assignes forever To be holden of the said Lord Proprietary for and under the rents and services by the said Originall rented Patent reserved and hereafter to become due and payable **And** I the Said Bryan Daley my heirs executors and administrators the said moyety or halfe part of the said parcell of Land with the appurtenances before by these presents bargained and sold or hereby intended to be bargained and sold to him the said John English his heirs and assignes against all manner of persons whatsoever shall and will forever hereafter warrant & defend by these presents **And know yee moreover** that I the Said Bryan Daley have constituted and in my place putt my loveing freind Henry Pennington my true and lawfull Attorney for me and in my stead to enter into all and every of the said premisses with their and every of their appurtenances or into any of them in the name of the whole and peaceable possession and seizin thereof for me and in my name to take and after such possession and seizin taken full & peaceable possession and livery of seizin thereof to the said John English or his Attorney in that behalfe for me and in my name to deliver according to the tenor forme force and effect abovewritten ratifeing and by these presents confirming all and whatsoever my Said Attorney shall doe or cause to be done in and about the premisses as fully and effectually as if I myselve were personally present **In wittnesse whereof** I haue

Liber M M Sett my hand and seale hereunto the 18th day of April in the 42th yeare of his Lo^{pps} Dominion &c Anno^q Do^m 1674

Signed Sealed & delivered

in the p^rsence of

Jn^o Blomfeild

John Griggs.

1771.11.10.1674 Seale.

p. 202 Know all men by these p^rsents That I Bryan Daley of the County of St^t Maries in the Province of Maryland Planter am holden and firmly bounden unto John English of the same County planter the full quantity of eight thousand pounds of tobacco in caske to be paid to the said John or to his certaine Attorney his executors adm^r or assignes to the which payment well and truly to be made I bind my selfe my heirs executors and administrators firmly by these p^rsents sealed with my seale and dated the thirteenth day of April in the 42th yeare of the Dominion of Caecilius &c Anno^q Do^m One thousand six hundred seventy foure.

The Condition of this Obligation is Such That whereas the above-bounden Bryan Daley by his deed Poll beareing date with these presents for the consideration therein expressed hath bargained and sold to the above named John English his heirs and assignes One moyety or halfe part of a parcell of Land called the Deviding lyeing on the east Side of Chesepiake Bay and On the east side of a river in the said Bay called Elke River To haue and to hold the same to him the said John English his heirs and assignes to the only use and behoofe of him the said John English his heirs and assignes for ever with warranty against all persons whatsoever as by the said Deed Poll relation being thereunto had it doth & may move at large appeare If therefore the said Bryan Daley his heirs executors & administrators & every of them shall and will from time to time and at all times hereafter well and truly warrant and defend the said moyety or halfe part of the said parcell of Land to him the said John English his heirs and assignes against all persons whatsoever according to the purport and meaning of the said Deed Poll and also if the said Bryan Daley and all and every the heirs of the said Bryan Daley shall at all times hereafter and from time to time at the reasonable requests costs and charges in the Law of him the said John English his heirs or assignes or any of them make due suffer acknowledge and execute or cause to be made done suffered acknowledged and executed all and every such further and other lawfull act & Acts thing and things devise and devises assurance or assurances in the Law of the same premisses for the better assureing conveying and more Sure makeing of the premisses to him the said John English his heirs and assignes forever with warranty against all persons whatsoever as shall by the said John his heirs or assignes or his or their Council learned in the Law or any

of them be reasonably devised advised or acquired That then this Liber M M
Obligation to be Void or also to Stand in full force.


177.11.0.0.0 (Seale)

Sealed and delivered in

the p'sence of
Jn^o Blomfeild
John Griggs.

The abovewritten bond together with the
aforegoeing Deed was the 14th day of April
in the 42th yeare of the Dominion of Caecilius
&c by the Said Bryan Daley acknowledged in
Open Court to be his Act and Deed.

This Indenture made the fourteenth day of April A. 1674 Be-
twe[ene] ffrancis Gunby of S^t Maries County in the Province of
Maryland Joyner of the One party and Thomas Gant of Calvert
County in the Province aforesaid Ordinary Keeper of the other part
Wittnesseth that the said ffrancis Gunby for divers good causes
and considerations him thereunto moveing and namely for and in
consideration of three thousand five hundred pounds of tobacco to
him the said Gunby delivered and in hand paid before the signing
sealing and delivering of these presents the receipt whereof he
the said Gunby doth hereby acknowledge and himselfe therewith
fully satisfied contented & paid Hath given granted bargained sold
enfeoffed and confirmed and by these presents doth freely clearly
and absolutely give grant bargainne sell enfeoffe and confirme from
him the said Gunby his heirs executors adm^{rs} and assignes forever
all that parcell of Land lyeing scituateing and being In Dorcet
County called Edloes Purchase and by the Right Hon^{ble} Caecilius
Absolute Lord and Proprietary of the Province of Maryland Avalon
Lord Baron of Baltemore by Patent under his great seale of his
said Province of Maryland Annoq^{ue} Domⁱⁿⁱ 1668 granted unto Joseph
Edloe of Calvert County in the Province of Maryland planter lye-
ing scituateing and being On the eastside of Cheseapeake Bay in
Dorchester County in the woods neere the head of S^t John Creeke
Beginning for breadth at a bounded tree of Thomas Taylors land
and runing by a line drawne north and by west joyning upon the
land of Raymond Staplefort sixty perches bounding On the north
with ffrancis Anktil Land and a line drawne west and by South
for lenght five hundred thirty four perches to a marked pine bound-
ing on the west by a line drawne south and by east Sixty perches
to a marked Oake On the south with the Land of Thomas Taylor
containing and laid Out for two hundred acres more or lesse together
with all rights profitts and benefitts thereunto belonging Royall mines
except To haue and to hold the said parcell of land together with
all rights jurisdictions and appurtenñcs whatsoever thereunto be-
longing or in any manner of wayes appurteineing unto him the said
Thomas Gant his heirs executors adm^{rs} or assignes for ever Yeilding

Liber M M and paying therefore yearly the Right Hon^{ble} the Lord Proprietaries rent for the same And the said ffrancis Gunby doth hereby bind himselfe his heirs executors administrators and assignes to warrant and defend the sale hereof against all manner of persons whatsoever lawfully claimeing by from or under him the said Gunby his heirs executors administrators or assignes or of by or from any other person or persons whatsoever lawfully claimeing by from or under him them or any of them and that the said Gant his heirs executors administrators and assignes for ever shall and may lawfully have hold use Occuppy Possesse and enjoy the said Parcell of Land with all and every its appurtenances thereunto belonging or in any manner of wayes appurtaineing without any the least lett suite interruption eviction or expulsion of the said Gunby his heirs executors administrators or assignes forever or of by or from any other person or persons whatsoever and in consideration hereof the said Parties abovespecified have hereunto these Indentures interchangably sett to their hands and affixed their Seales the day and yeare above specified. ffrancis Gunby  his marke (seale.)


Signed Sealed and delivered

in the presence of Us.

George Thompson.

This Indenture was the 16th of April 1674 proved in Open Court by the Oath of George Thompson wittnes thereunto to be the act and deed of the said ffrancis Gunby.

Know all men by these presents that I ffrancis Gunby of S^t Maries County in the Province of Maryland Joyner doe hereby acquitt discharge exonerate and release Thomas Gant of Calvert County in the Province aforesaid Ordinary Keeper of & from all and all manner of bills bonds debts dues and demands actions suits; judgm^{ts} executions accompts reckonings trespasses Striffes Variances quarrells controversies whatsoever had made moved Stirred or depending betwixt the said Gunby and Gant from the begining of the
 p. 204 World to the day of the date hereof as wittnes my hand and seale this 14th day of April Anno^q Domⁱ 1674.

Signed Sealed and delivered ffrancis  Gunby (Seale)
 in the presence of us. his marke

George Thompson.

Memorandum that the foregoing release was the 16th day of April in the 42th yeare of the Dominion of Caecilius &c. proved in Open Court by the Oath of George Thompson wittnes thereunto.

Know all men by these presents that I Thomas Gant of Calvert County planter have remised released acquitted and discharged and by these presents for me my heirs executors administrators and

assignes due freely cleerely and absolutely forever remise release
acquit and discharge unto ffrancis Gunbie of S^t Maries County
Joyner his executors adm^{rs} & assignes all and all manner of action
and actions suits arrests bills bonds policy and policyes of assurances
summe and summes of many or tobacco Verdicts, judgments and
executions debts duties reckonings accounts and demands whatso-
ever which I the said Thomas Gant have had now have or hereafter
shall or may haue against the said ffrancis Gunby touching or con-
cerning any matter or thing whatsoever from the begining of the
world untill the day of the date hereof In wittnesse whereof I have
hereunto set my hand and seale this 14th day of April Annoq Dom
1674.

Liber M M

Testes Ro: Carville

Tho: Gantt. (Seale.)

Robert ffrancklin

Richard Hill

Memorandum that the aforesaid release was the 16th day
of April in the 42th yeare of the Dominion of Caecilius &c
proved in Open Court by the Oath of Robert Carville
One of the wittnesses thereunto.

Upon the Complaint of Mary Philips of S^t Maries County Spinis-
ter the eighteenth day of April in the 42th yeare of the Dominion of
Caecilius &c of severall injuryes done unto her by some persons
of this Province and She being a servant and not of capacity and
ability to presente them at Law

Ordered that she be admitted in forma pauperis and that Kenelm
Cheseldyne be appointed her Attorney therein.

The Court adjourned till the 12th day of May next

Maryland ss.

Memorandum that upon the eight day of May 1674 personally
appeared before me Philip Calvert Esq^r Chancellour of the said
Province Mathias Decosta of S^t Maries County planter and Garret
Vansweringen, One of the Alderm'n of the City of S^t Maries and
did in pursuance of an act of Assembly entituled An Act for stay
of executions after April Court confesse judgm^t to John Charls-
worth for two thousand five hundred pounds of tobacco debt and
1892 pounds tobacco costs of suite adjudged against the said Mathias
Decosta by the Provincial Court with stay of execution untill the
tenth day of October next following.

Acknowledged before me the day
& yeare abovesaid

Philip Calvert.

Memorandum that upon the 12th day of May in the 42th yeare
of the Dominion of Caecilius &c Came before the Hon^{ble} W^m Cal-

Liber M M vert Esq Principall Secretary and One of his Loꝝps justice of the Provincial Court Henry Rider and tooke the Oath of a Constable for S^t Michaels hundred in S^t Maries County.

Maryland ss.

Att a Provincial Court of the Right Honble Caecilius Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltemore held at the City of S^t Maries the twelfth day of May and there continued untill the sixteenth day of the same month before his Loꝝps justices thereunto assigned Upon which said twelfth day of May was present

His Excellency the Cap^t Generall cheife justice

The Hon ^{ble}	{	Philip Calvert Esq Chancellour
		William Calvert Esq Principall Secretary
		Baker Bookes Esq

Caecilius Lord Baltemore	{	It was Comanded the Sheriff of S ^t Maries County that he attach any the goods or chattells of Benjamin Cooper of the City of London marriner otherwise called Benjamin Cooper master of the Shipp Elias to the Value of two hundred sixty six pounds Sterling if the same or any part thereof be found with his Bailiwick and them in his custody Keepe untill the said Benjamin by himselfe his Attorney should appeare here at this day to answer Caecilius Lord Baltemore of a plea that he render unto him two hundred pounds Sterling to say lawfull mony of England which to him he oweth and unjustly deteineth, Att which day the Same Sheriff makes returne of the writ afore-said in these words Vizt
ag ^t Benjamin Cooper		

The execution of this writt appeares in a schedule hereunto annexed By Virtue of a writt of attachment to me directed and hereunto annexed comanding me to attach any the goods and chattells of Benjamin Cooper of the City of London marriner otherwise called Benjamin Cooper Master of the shipp Elias to the Value of two hundred sixty six pounds Sterling and them if found within my Bailiwick in my custody to Keepe untill the said Benjamin Cooper by himselfe or Attorney shall appeare at the next Provincial Court to be held at the City of S^t Maries the twelfth day of May next to answer unto Caecilius Lord Baltemore of a plea that he render unto him, two hundred pounds Sterling which he oweth & I Luke Gardner High Sheriff of the County of S^t Maries have in the presence of M^r Robert Carvile Thomas Spinke and Henry Smith and others attached and seized this 28th day of April An^o Domⁱ 1674 in the hands custody and possession of Thomas Peirce shipp Carpenter

at his the Said Thomas Peirces house in S^t Inagoes hundred in the said County as the proper goods and Chattels of the said Benjamin Cooper and belonging to the said Shipp Elias whereof he was Comander as aforesaid he the said Thomas Peirce being also present One long boate with a mast and boome, One grapnell two lee boards windlesse and David One maine saile, foresaile, shrowds, stay, Burton and pendant and One old flatt bottomed boate haveing sett the broad arrow upon the said Long boate and flatt bottomed boate for the whole, which said boates rigging and furniture I have left still in the possession of the said Thomas at his house aforesaid for his said Lopps Use And whereas the said Benjamin Cooper had left in the possession of the said Thomas Peirce One Sloop with mast sailes One Cable One grapnell a boate and other furniture to the said sloop and boate belonging and the said Thomas Peirce haveing by Order from the said Benjamin lett the Said Sloop and boate with the appurtenances to hire to One Burgy Anderson Master of the north Boare rideing at Anchor at Wiccocomocco in this Province at the rate and price of five pounds and ten shillings sterling P^r month and the said Burgy Anderson haveing given to the said Thomas Peirce a noate under his hand for the redelivery of the said Sloop and boate with the appurtenances and for payment of the said five pounds tenn shillings Sterling P^r month by bills of exchange I have also attached in the hands of the said Thomas Peirce the said noate or writeing under the hand of the said Burgy Anderson and the sloop boate and furniture to the same appurteineing so to be redelivered and the mony due or to be due to be paid for hire of the said sloop and boate which writeing also remaines in the custody of the said Thomas Peirce for his said Lopps Use and other goods of the said Benjamin I cannot find in my Bailiwick as Wittnesse my hand this 28th day of April 1674 Luke Gardnor Sheriff

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Now here at this day came aswell the said Sheriff and the said Caecilius Lord Baltemore by Robert Ridgley his Attorney likewise came but the said Benjamin came not but made default whereupon the said Caecilius Lord Baltemore prayed appraisment of the premisses aswell for the makeing of a certaine debt of forty two pounds two shillings Sterling due from the said Benjamin Cooper as also his costs and damages Sustained laid Out and expended in and about the prosecution of this Suite

Whereupon Ordered that Marke Cordea Mayor of this Citty and Walter Hall Gent appraise the said Long boate with mast boome grapnell Lee boards windlesse David maine saile foresaile shrowds stay Barton and pendant and One old flatt bottomed boate to the true Value thereof now in possession of the said Thomas Peirce and that the same be by the same Sheriff delivered to the said Caecilius Lord Baltemore or his Order he giving security to the Court here to indempnifie the Court and make restitution of the

Liber M M same or the Value thereof in case the said Benjamin Cooper or his Attorney doe within One yeare and a day come in and make his and their just and due defence and proceed On in the said action in comon forme and make it appeare the said Caecilius Lord Baltimore is satisfied his just demands or any part thereof according to the true intent and meaning of a certaine Act of Assembly in that case made and provided.

ffurther Ordered that the said Thomas Pearce Keepe in his hands and possession the said note of the said Burgy Andersons to redeliver the sloop and boate with the appurteñncs untill the same be redelivered and that then the same be by the abovesaid appraisers appraised and by the Sheriff delivered as aforesaid together with what shall accrue due from the said Burgy Anderson for hire of the Same he the said Caecilius Lord Baltimore giving Security as aforesaid.

And it is by the Court here Ordered that the said Caecilius Lord Baltimore recover against the said Benjamin Cooper aswell the said debt of forty two pounds two shillings sterling as also the summe of tenn pounds ten shillings and Six pence Sterling for his damages in this behalfe sustained together with Costs of Suite.

Robert Carvile
ag^t

William Hollingworth

} It was Comanded the Sheriff of S^t Maries County that he attach any the goods or Chattells of William Hollingworth late of his County merchant otherwise called William Hollingworth of the County of Charles

County in the province of Maryland merchant if they should be found in his Bailiwick to the Value of sixteene hundred sixty two pounds of tobacco and them in his Custody Keepe untill the said William Hollingworth should by himselfe or his Attorney appeare before his Lopps justices here this twelfth day of May to answer Robert Carvile One of the Attornyes of this Court according to the libertyes and priviledges for Attornyes &c in a plea of debt

p. 207

Att which day the same Sheriff saith that William Hollingworth attached is by a boate appraised as by a schedule to the same writt make appeare the tenor whereof followeth in these words Vizt

Wee whose names are hereunder written being desired by the Sheriff of S^t Maries County to value and appraise One boate said to be the Proper goods of William Hollingworth and being in the possession of Thomas Peirce Shipp Carpenter and by him the said Thomas Peirce newly trimmed by Order of M^r Dent as Attorney of Hollingworth w^{ch} boate being about eightene foot by the Keele haveing neither rudder mast sayles nor Oares belonging to her was this 28th day of April 1674 by the said Sheriff attached for a debt due from Hollingworth to M^r Robert Carvile in part of satisfaction

of such debt Wee have Viewed the said boate as she is now trimmed and due Value and appraise the same at One thousand six hundred pounds of tobacco Out of which must be paid to Thomas Peirce for trimming the same seven hundred pounds of tobacco as wittnesse Our hands this day and yeare abovesaid

Wittnes
Tho: Wynne

Henry **h S** Smith
Thomas **T** Spink.

Now here at this day Came the Said Robert in his proper person but the said William came not but made default and the said Robert prayed that the said boate might be delivered unto him which was accordingly granted he putt in Security to indempnifie the Court here and make restitution of the same or the Value thereof in case the said William Hollingworth or his Attorney doe within One yeare and a day come in and make his or their just & due defence and proceed On in the said Action in Comōn forme and make it appeare the said Robert is Satisfied his just demand or any part thereof according to the true intent and meaning of a certaine Act of assembly in that case made and provided

Thomas Spinke ag ^t Robert Nicholas	}	It was Comāded the Sheriff of S ^t Maries County that he attach any the goods or chattells of Robert Nicholas if they should be found in his Bailiwick to the Value of seventeene hundred forty nine pounds of tobacco and them in his custody to Keepe until the said Robert Nicholas should by himselfe or his Attorney appeare before his Loppes justices here this twelfth day of May to answer unto Thomas Spinke in a plea of trespas upon the case
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At which day the same Sheriff returneth that the said Robert Nicholas attached is by seventy bushells of salt Valued at five and twenty pounds of tobacco P bushell by Thomas Peirce and Henry Smith good and lawfull men of his Bailiwick.

Afterwards to wit the same twelfth day of May came the said Thomas Spinke by Kenelme Cheseldyne his Attorney but the said Robert Came not but made default and the said Thomas prayed that delivery of the same or so much thereof in Value as the said Robert Stand indebted to the said Thomas may to him be granted with costs of Suite.

Whereupon Ordered the same Sheriff that of the said goods and chattells of the said Robert Nicholas so attached as aforesaid he deliver to the said Thomas Spinke aswell to the Value of thirteene hundred and twelve pounds of tobacco as also the full quantity of pounds of tobacco for his costs and charges in this behalfe laid Out and expended. Provided the said Thomas

Liber M M

Liber M M Spinke give Security to indempnifie the Court here and make restitution of the same or the Value thereof in case the said Robert Nicholas or his Attorney doe within a yeare and a day Come in and make his or their just and due defence and proceed on in the said action in comōn forme and make it appeare the said Thomas Spinck is Satisfied his just demand or any part thereof according to the true intent & meaning of a certaine Act of Assembly in that case made and provided.

Know all men by these p^rsents that I Henry Hudson of Virginia Gent have remised released and for ever quitclaime and by these p^rsents doe for me my executors and administrators and every of Us clearely and absolutely remise release and for ever quitclaime unto Thomas Notley of S^t Maries County of the Province of Maryland his executors and assignes all and all manner of actions Suits quarrells debts duties bonds bills writeings reckonings accompts and demand whatsoever w^{ch} against the said Thomas Notley ever I had, may have or which I my executors or administrators or any of Us at any time hereafter shall or may have for or by reason of any matter cause or thing whatsoever from the Beginning of the World untill the day of the date hereof Wittnes my hand and seale the 26th day of April 1669.

Signed Sealed and delivered in

Hen: Hudson (Seale)

the presence of

Edme Lister

Luke Gardnor.

On the backside of the abovesaid release was written thus

May 21th 1674.

Came Luke Gardner One of the wittnesses to the within written release and made Oath that he Saw the within named Henry Hudson signe seale and deliver the same as his Act and deed.

Sworne before me

Witt Calvert.

Charles Calvert Esq^r

ag^t

Benjamin Soley

} Benjamin Soley late of S^t Maries County Gent
 } was summoned to answer unto his Excellency
 } Charles Calvert Cap^t Gen^l and cheife Governour of this Province of a plea that he
 } render unto him the summe of fourteene thousand pounds of tobacco which to him he Oweth
 } and unjustly deteineth &c.

And whereupon the said Charles Calvert by Robert Ridgely his Attorney saith that whereas the said Benjamin the 14th day of May in the 42th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1674 at S^t Maries City in the said Province did borrow of him the said Charles the said summe of fourteene thousand pounds of tobacco and casque to be paid to the said Charles when thereunto required

notwithstanding which the said Benjamin the said sume of four- Liber M M
teene thousand pounds of tobacco to him the said Charles although
often thereunto required hath not paid but the same to pay hath
refused and denyed and as yet doth refuse and deny to the damage
of the said Charles six thousand pounds of tobacco And thereupon
he bringeth his suite

And the said Benjamin by Robert Carville his Attorney cometh and p. 209
defendeth the force and injury when &c and saith that he hath
nothing to say in Barr of the said action whereby the said Charles
remaineth against the said Benjamin for the said fourteene thou-
sand pounds of tobacco herein undefended therefore it is considered
of the Court here that the said Charles recover against him the
said Benjamin the said summe of fourteene thousand pounds of
tobacco and the said Benjamin in mercy &c but execution is hereby
stayed untill the 13th of October next.

I doe hereby impower you to appeare for me in the Provinciaall
Court in an action brought against me by the Hon^{ble} Charles Cal-
vert Esq for fourteene thousand pounds of tobacco and to confesse
judgment in my name for the same and for your so doing this
shall be your warr^t Wittnes my hand this 14th day of May 1674:

To Robert Carville One of the Attornyes

Ben: Solley.

of the Provinciaall Court

Testis Robert Ridgely.

Charles Calvert Esq ag ^t Benjamin Solley	}	Benjamin Solley late of S ^t Maries County otherwise called Benjamin Solley of the County of S ^t Maries in the Province of Mary- land merchant was summoned to answer unto his excellency Charles Calvert Governour of Maryland and cheife justice of the Provinciaall Court according to the liberties and priviledges
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to such like Cheife justices and Other ministers of the said Court
allowed of a plea that he render unto him the full and just sume of
two hundred pounds Sterling to say of lawfull mony of England
which to him he oweth and unjustly deteineth

And whereupon the said Charles Calvert by Robert Ridgely his
Attorney saith that whereas the said Benjamin together with One
certaine Richard Speed by the name of Richard Speed Master of
the Shipp Agreement of Bristoll the 21th day of June in the yeare of
our Lord 1673 did by their certaine writeing Obligatory sealed with
the seales of them the said Benjamin and Richard and here in
Court pduced whose date is the day and yeare abovesaid acknowledge
themselves to be holden and firmly bound unto his said Excellency
Charles Calvert Governour of Maryland aforesaid in the full and
just sume of two hundred pounds Sterling to say of lawfull mony
of England to be paid to the said Charles Calvert or to his certaine

Liber M M Attorney his heirs executors administrators or assigns To the which payment well and truly to be made the said Benjamin and Richard did bind themselves and either of them by himselfe their and either of their heirs executors and administrators in the whole and for the whole joyntly and severally firmly by those presents notwithstanding which the said Benjamin and Richard or either of them the said summe of two hundred pounds sterling to him the said Charles Calvert according to the said writeing Obligatory hath not paid though often thereunto required but the same to pay have refused and still doth refuse and deny to the damage of the said Charles One hundred pounds sterling And thereupon he bringeth his suite.

p. 210 And the aforesaid Benjamin in his proper person cometh and defendeth the force and injury when &c and prayeth heareing of the writeing Obligatory aforesaid and it is read unto him he prayeth also the heareing of the Condition of the said writeing and it is read unto him in these words following Vizt The Condition of this Obligation is such That whereas the abovebounden Richard Speed hath this day drawne by exchange On Jeremiah Holwey Senior of Bristol merchant foure bills of exchange for thirty One pounds foure Shillings two pence sterling all of One tenor and date pay^{ble} at thirty dayes Sight unto the abovenamed Charles Calvert or his Order if therefore the said Jeremiah Holwey Sen shall well and truly pay the said bills of Exchange according to the tenor thereof without fraud or de[ceit] then this Obligation to be void and of none effect otherwise to Stand remaine and be in full power and force which being read and heard the said Benjamin saith that he hath nothing to say in barr of the said action whereby the said Charles remaineth against the said Benjamin aswell for the said Summe of thirty One pounds foure shillings two pence Sterl the debt aforesaid as also the summe of seven pounds seventeene shillings and foure pence for his damages in this behalfe susteined herein undefended

Therefore it is Considered by the Court here that the said Charles Calvert recover against the said Benjamin the said Summes of mony amounting to thirty nine pounds One shilling and six pence Sterling and the said Benjamin in mercy &c but execution is hereby stayed till the tenth day of October next.

Lord Proprietary	}	to tryall next Court.
ag ^t		
Luke Barbier	}	Continued till next Court
Virlinda Stone		
ag ^t		
Edmund Lindsey	}	writt of inquiry of damages in respite untill the first day of the next Court.
Henry Phippes		
ag ^t		
Thomas Marsh		

Edward Williams } this cause being upon ejectment and continued Liber M M
 ag^t } to this day the p^t not appeareing to make further
 Philip Shapleigh } prosecution therein Ordered a non suite be
 awarded ag^t him and that the def^t recover against
 him the full quantity of pounds of tobacco for his
 costs and charges in this behalfe laid Out and expended and the
 plaintiff have no benefitt of his writt.

Samuel Winslow adm^r Henry Webb }
 ag^t }
 John Bowles execut^r W^m Battin }
 the same }
 ag^t } these three causes Continued
 the Same } till next Court.
 the Same }
 ag^t }
 the Same }

Thomas Mountfort } this cause being in ejectm^t & continued till this p. 211
 ag^t } Court Ordered that the plaintiffs Attorney file a
 Samuel Hatton } new declaration and the cause to come to tryall
 next Court.

Thomas Bland }
 ag^t }
 Thomas Gant }
 Philip Shapleigh & Joyce }
 his wife executrix of Daniel } these three causes Continued till the
 Holland } next Court.
 ag^t }
 John Steward }
 John Shancke }
 ag^t }
 Edward Conery }

John Balley } John Russell of Calvert County upon the Clifts planter
 ag^t } was attached to answer unto John Balley of S^t Maries
 John Russell } County Merchant in an action of trespas upon the
 case.

And whereupon the said John Balley by Thomas Bland his At-
 torny complaineth that whereas the said John Balley was the 5th day
 of July 1669 at Petuxent River in the County of Calvert put in Pos-
 session by M^r Christopher Rousby the Sheriff of the said County
 of a certaine quantity of cattle and horses amongst which was a
 young horse light Bay which at that time was Somewhat more than
 One year Old and the said Balley being so possessed left the said

Liber M M horse at M^r Ascombs in the month of December 1670 the said horse was conveyed away thence out of the Knowledge of the said John Balley untill that about the month of July 1671 the said horse was found and Knowne to be in the possession of John Russell who was runing races with him at the Clifts in Calvert County aforesaid and had given him the name of Prince Morris and although the said John Russell did Know the horse to be the proper horse of the said John Balley and unto him to belong Neverthelesse the said John Russell deviseing and fraudulently intending the said John Balley did refuse to restore the said horse although he the said John Russell was upon the first day of September 1671 and divers times since thereunto required but did at that time and ever since convert and dispose of the said horse to his Owne proper use whereby the said Balley is dampnified and hath losse to the value of six thousand pounds of tobacco and thereupon he brings his Suite

And the Said John Russell by George Parker his Attorney doth Come and defend the force and injury when &c and saith he is not guilty of the trover and conversion in manner and forme as the p^t above in his declaration hath declared and of this he putts himselfe upon the Country and the said John Balley likewise therefore Comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c by whom &c because aswell &c to recognize &c.

p. 212 At which day to witt the fourteenth day of May in the 42th yeare of the Dominion of Caecilius &c Came as well the said John Balley by Robert Rigdely his Attorney as the said John Russell by George Parker his Attorney and the jurors of that jury likewise came to witt William Claw, George Charlsworth, Joseph Hackney John Smalpeece Richard Whitty Henry Rider, Richard Ridgell, John Rawlins Thomas Baile Abraham Rhodes William Baker and John Cheyney who to Say the truth in the premisses being Summoned impannelled and sworne Upon their Oathes due say they find for the plaintiff two thousand five hundred pounds of tobacco with costs of Suite

Therefore it is Considered by the Court here that the said John Balley recover against the said John Russell the Summe of two thousand five hundred pounds of tobacco and also the Summe of One thousand seven hundred ninety five pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Richard Covell & Thomas Groves	}	Henry Mitchell late of Calvert County otherwise called Henry Mitchell of Calvert County in the Province of Maryland Gent was Sumōned to answer unto Richard Covell and Thomas Groves of a plea that he render unto them nine thousand One hun-
ag ^t		
Henry Mitchell		

dred ninty foure pounds of tobacco which to them he Oweth and unjustly deteineth Liber M M

And whereupon the said Richard and Thomas by Robert Carvile their Attorney say that whereas the said Henry Mitchell upon the eighteenth day of february in the yeare of Our Lord One thousand six hundred sixty nine by his certaine bill or writeing Obligatory Sealed with the seale of him the said Henry and here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors and administrators to pay unto the said Richard Covell and Thomas Groves the summe of 9194 pounds of tobacco and casque upon demand Yet notwithstanding the said Henry the said summe of nine thousand One hundred ninty foure pounds of tobacco to them the said Richard and Thomas though often thereunto requested according to his said writeing Obligatory hath not contented or paid but the same to them to pay doth hitherto altogether deny and refuse whereupon they say they are dampnified and have losse to the value of fiftene thousand pounds of tobacco And thereupon they bring their Suite.

And the aforesaid Henry Mitchell by Vincent Lowe his Attorney Comes and defends the force and injury when &c and as to six thousand two hundred twenty five pounds of tobacco of the said nine thousand One hundred ninty foure pounds of tobacco in the declaration aforesaid above specified the same Henry says that the aforesaid Richard Covell and Thomas Groves as to the aforesaid six thousand two hundred twenty five pounds of tobacco Ought not to have their action against him because he saith that after the making of the bill aforesaid the said Henry did pay unto John Manning Attorney or receiver for them the said Richard and Thomas the said summe of six thousand two hundred twenty five pounds of tobacco in part of the said bill of nine thousand One hundred ninty foure pounds of tobacco in the aforesaid declaration mentioned and this he is ready to averr whereupon he demands judgment if the aforesaid Richard and Thomas Ought thereupon to haue their action aforesaid against him and as to two thousand nine hundred sixty nine pounds of tobacco of the aforesaid nine thousand One hundred ninty foure pounds of tobacco residue of the same the said Henry Saith that he was and is ready to pay the same. p. 213

And the said Richard and Thomas as to six thousand two hundred twenty five pounds of tobacco in the plea of the said Henry mentioned part of the said nine thousand One hundred ninty foure pounds of tobacco say that they by any thing before alleadged ought not to be debarred from haveing their action aforesaid against him for the said six thousand two hundred twenty five pounds of tobacco for that they by protestation say that the said Henry did not pay to the said Richard or Thomas or either of them or to the said John Manning or any other person or persons whatsoever by any

Liber M M Order or authority from the said Richard and Thomas or either of them to receive the same the said sume of six thousand two hundred twenty five pounds of tobacco in part of the said bill of nine thousand One hundred ninty four pounds of tobacco nor was the said John Manning ever Attorney or receiver of the said Richard and Thomas or either of them as the said Henry hath above alleadged and as to the two thousand nine hundred sixty nine pounds of tobacco they say the said Henry did not tender the same as by the said Henry is above alleadged and this they are ready to averr whereupon they demand judgment and their debt aforesaid together with their damages to be adjudged unto them

And the aforesaid Henry as formerly saith that he paid the aforesaid John Manning as the Attorney or receiver of the said Richard Covell and Thomas Groves the aforesaid summe of six thousand two hundred twenty five pounds of tobacco as part of the said bill of nine thousand One hundred ninty four pounds of tobacco and as to the two thousand nine hundred sixty nine which was behind of the aforesaid bill of nine thousand One hundred ninty four pounds of tobacco he ever was and is still ready to pay and of this he putts himself upon the Country and the plaintiffs likewise. therefore it is Comanded the Sheriff of St Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c

At which day to witt the fifteenth day of May in the 42th yeare of the Dominion of Caecilius &c Came aswell the said Richard Covell and Thomas Groves by Robert Carvile their Attorney and the said Henry Mitchell by Vincent Lowe his Attorney and the jurors of that jury likewise come to witt William Claw George Charlsworth Joseph Hackney John Smalpeece Thomas Baile Richard Whitty Henry Rider Richard Ridgall John Rawlings Abraham Rhodes William
 p. 214 Baker and John Cheyney who to say the truth in the premisses being impannelled Sumoned and sworne Upon their Oathes doe say they find for the def^t no cause of Action But because his Lopps justices will advise before they give judgment heareing this cause putt in respite untill the morrow and the Same day is given to both parties

Att which day to witt the sixteenth day of May in the yeare aforesaid Came aswell the said Richard Covell and Thomas Groves by Robert Carvile their Attorney and the said Henry Mitchell in his proper person likewise came and the said Richard and Thomas prayed inspection of the receipt of John Maning for the said Summe of Six thousand two hundred twenty five pounds of tobacco which was by the said Henry produced whose date was the twentieth day of April One thousand six hundred and seventy and the Court inquireing of Benjamin Cloyster and Timothy Murimura witnesses thereunto when the said receipt was made who upon their Oathes doe declare that the receipt was made On tuesday last being the twelfth day of this instant month of May by which it appears to

the Court here that the said receipt of John Manning for the said Liber M M sume was forged

Whereupon Ordered by the Court here that the said Richard Covell and Thomas Groves recover against the said Henry Mitchell as[well] the summe of nine thousand One hundred ninty foure pounds of tobacco their debt aforesaid as also the Summe of foure hundred eighty three pounds of tobacco for their costs and charges in this behalfe laid Out and expended. And the Said Henry in mercy.

Therefore it is Comanded the Sheriff of Calvert County that he take the said Henry if he shall be found in his Bailiwick and him safe Keepe so that he have his body here the thirteenth day of October next to Satisfie the said Richard and Thomas the said Sume of nine thousand pounds One hundred ninty foure pounds of tobacco their debt aforesaid whereof he is convict as also the summe of foure hundred eighty three pounds of tobacco for their costs and charges in this behalfe laid Out.

Elizabeth Young Executrix of
Nicholas Young
ag^t
William Smith

} this cause continued till next Court
by consent of the Attornyes of both
sides.

William Worgan
ag^t

} this cause continued till next Court.

Anthony Dawson

W^m Russell & Tho: Chandler

ag^t

} this cause continued till next Court
and then to come to tryall.

John Wells

Demetrius Cartwright

ag^t

} Continued till next Court.

John Watkins

Mary Thomas adm^{rx} Jn^o Thomas

ag^t

} Continued till next Court.

Jn^o Allen adm^r Nich: Solby

Timothy Lindall } Ordered that the def^t accomp^t with the p^t and p. 215
ag^t } that Garret Vansweringen and Robert Ridgely doe
Philip Shapleigh } audite the accompts and make report thereof to
the Court here at the next Provinciall Court.

Charles Delaroch

ag^t

Jn^o Allen adm^r W^m Jackson

the Same

ag^t

the Same

Anne Neale

ag^t

John Allen

} these three causes continued untill
next Court.

Liber M M Michael Catterton

ag^t

Timothy Goodridge adm^r of

George Richardson

} And the said Timothy by Robert Carvile his Attorney Saith the said Michael execution against him Ought not to have for the said nine hundred pounds of tobacco costs because by protestation he saith that he hath fully ad-

ministred all the goods and chattells which were of the said George Richardsons at the time of his death and that he hath no goods or chattells which were of the said George at the time of his death in his hands to be administred nor had at the day of the issueing of the said scire Facias nor ever since for plea he saith that he being an administrator Ought not by the Law of the Land to pay any Costs and this he is ready to averre and demands judgment whether the said Michael Ought to have execution against him for the said nine hundred pounds of tobacco costs.

Now here at this day to witt the Sixteenth day of May in the two and fortith yeare of the Dominion of Caecilius &c Came the said Timothy by Robert Carvile his Attorney but the said Michael came not but made default therefore it is considered by the Court here that this cause be dismiss and that the said Michael pay to the said Timothy the full quantity of two hundred and ninty pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Michael in mercy.

Henry Aspinall }

ag^t

Stephen Murty }

John Dunstone }

ag^t

John Allen adm^r of Nich: }

Solby }

Hugh Macgaro }

ag^t

Robert Doyne }

} these three causes Continued till next Court

p. 216 George Robbins }

ag^t

Ralph Blackhall }

} the def^t not appearing by himself or his Attorney to answer the suite of the plaintiff and the Sheriff of Talbott County haveing returned a Cepi last April Court Ordered the Sheriff be amerced 40^s.

Vincent Elliott }

ag^t

Jeremiah Eaton }

John Nevill }

ag^t

John Desjardin }

} these three causes Continued till next Court.

Randall Revell }
ag^t }
George Johnson }

Liber M M

Daniel Jenifer }
ag^t } James Thompson late of Calvert County
James Thompson adm^r } administrator of the goods and chattells of
W^m Greene } William Greene otherwise called William
Greene of the County of Calvert Taylor
who dyed intestate was Summoned to
answer unto Daniel Jenifer gent of a plea
that he render unto him the summe of foure
pounds and tenn Shillings Sterling mony
of England which from him he unjustly
deteines &c

And whereupon the said Daniel by Robert Carville his Attorney saith that whereas the said William Greene in his life time to witt upon the fifth day of December in the yeare of Our Lord One thousand six hundred and seventy by his certaine bill or writeing Obligatory sealed with the seale of him the said William and here in Court produced whose date is the day and yeare aforesaid did confesse and acknowledge himselfe to Owe and Stand indebted to the said Daniel Jenifer the full and just summe or quantity of foure pounds ten shillings Sterling mony of England to be paid to the said Daniel upon demand to the which payment well and truly to be made he the said William did bind himselfe his heirs executors and administrators by the same bill Yet the aforesaid William in his life time and the aforesaid James after the death of the said William to whom the administration of all and singular the goods and chattells which were the aforesaid Williams at the time of the death of the aforesaid William by the Cheife judge for probate of Wills and granting of administrations after the death of the said William was Committed although often thereunto required the said sume of foure pounds ten shillings Sterling have not rendred to him the said Daniel but the sume to him to render have denyed and the said James to him the said Daniel as yet to render doth deny and unjustly deteine whereupon he Saith he is dampnified and hath losse to the value of seven pounds Sterling And thereupon he bringeth his suite

Afterwards to witt the 14th day of April in the 42th yeare of the Dominion of Caecilius &c came the said James Thompson by John Rousby his Attorney and prayed liberty to imparle hereunto untill the first day of this Court and the same day was given to both parties.

Att which day to witt the 12th day of May in the yeare aforesaid came the said Daniel Jenifer by Robert Carville his Attorney and the said James Thompson by John Rousby his Attorney likewise came and the said James prayed liberty of Speakeing hereunto untill two

p. 217

Liber M M dayes next after the Court and it is granted him and by this Court Ordered that unlesse the said James Thompson shall putt in his plea to the declaration aforesaid of the said Daniel Jenifer as he will stand to within two dayes next after the Court judgment shall be awarded against him for the debt aforesaid

Att which two dayes as aforesaid the said James Thompson did not putt in his plea to the declaration of the said Daniel aforesaid but made default therefore it is considered by the Court here that the said Daniel recover against the said James of the estate of the said William Greene the said summe of foure pounds ten shillings Sterling his debt aforesaid and the said James in mercy &c Costs allowed Two hundred seventy five pounds of tobacco

John Nethway	}	the deft not appeareing by himselfe or Attorney to
ag ^t		answer the Suite of the plt and the Sheriff of Charles
James Lee		County haveing returned a Cepi last April Court Ordered the Sheriff be amerced 40 ^s .

William Worgan	}	Henry Turner late of Dorcester County was at-
ag ^t		tached to answer unto William Worgan in a plea
Henry Turner		of trespas upon the case

And whereupon the said William by Kenelm Cheseldyn his Attorney complaineth that whereas the said Henry the last day of October in the yeare of Our Lord One thousand six hundred seventy two in consideracōn that he the said William at the Speciall instance and request of him the said Henry would receive him the said Henry into the house of him the said William as a boarder from One month next following and so from One month to another month following so long as it should please both parties and to find him the said Henry Sufficient meate drinke washing and lodging dureing the time aforesaid the said Henry did assume upon himselfe and to the said William did faithfully promise that he the said Henry would pay to him the said William for the same what it should deserve And the said William in fact saith that he the said William trusting to the faithfull promise of him the said Henry did receive him the said Henry into his house as a boarder from the said last day of October in the yeare aforesaid untill the last day of April in the yeare One thousand six hundred seventy three in the whole amounting to the space and time of six months and did find him the said Henry Sufficient meate drinke washing and lodging and the said William in fact saith that he the said William being a licensed Ordinary Keeper according to the Lawes of this Province is by the Lawes of the Said Province allowed ten pounds of tobacco P meale and five pounds of tobacco P night for lodging and therefore further saith that he the said William doth well deserve for the said six months accomodation of the said Henry One thousand

five hundred pounds of tobacco notwithstanding which the said **Liber M M**
 Henry the said sume of One thousand five hundred pounds of
 tobacco hath not paid according to his promise though often there-
 unto required but the same to pay hath hitherto denyed and still
 doth altogether deny to the damage of the said William two thous-
 and five hundred pounds of tobacco and thereupon he brings his
 suite.

Afterwards to witt the 14th day of April in the 42th yeare of the
 Dominion of Caecilius &c came the said Henry Turner by Vincent
 Lowe his Attorney and prayed liberty to imparle hereunto untill the
 first day of this Court and the same day was given to both parties **p. 218**

Att which day to witt the 12th of May in the yeare aforesaid came
 the said William Worgan by Kenelm Cheseldyn his Attorney and
 the said Henry by Vincent Lowe his Attorney likewise came and the
 said Henry prayed liberty of Speaking hereunto untill two dayes
 next after this Court and it is granted unto him and by this Court
 Ordered that unlesse the said Henry Turner shall putt in his plea
 to the declaration aforesaid of him the said William as he will
 stand to within two dayes next after this Court judgment shall be
 awarded against him for the debt aforesaid with costs of Suite.

Att which two dayes as aforesaid the said Henry Turner did
 not putt in his plea to the declaration aforesaid of him the said Wil-
 liam but made default therefore it is considered by the Court here
 that the said William Worgan recover against the said Henry
 Turner as well the said quantity of One thousand five hundred
 pounds of tobacco the debt aforesaid as also the quantity of three
 hundred and forty pounds of tobacco for his costs and charges in
 this behalfe laid Out & expended.

John Quigley	}	these foure causes continued till next Court
ag ^t		
James Berry		
John Quigley		
ag ^t		
William Bery		
Thomas Abbott		
ag ^t		
Henry Turner		
Daniel Jenifer		
ag ^t	}	
Jonathan Squire adm ^r		
Jn ^o Morecroft.		

William Gittings	}	John Gittings late of Calvert County otherwise called John Gittings of Calvert County Gent was Summoned to answer unto William Gittings in a
ag ^t		
John Gittings		

Liber M M

plea that he render unto him the summe of sixteen thousand pounds of tobacco which to him he oweth and unjustly deteineth

And whereupon the said William by Kenedy Cheseldyn his Attorney saith that whereas the said John the One and twentieth day of march in the yeare of our Lord 1671 did by his certaine writeing Obligatory sealed with the seale of the said John here in Court produced whose date is the day and yeare abovementioned acknowledge himselfe to Owe and stand indebted unto the said William Gittings of London Gent in the full and just Summe or quantity of Sixteene thousand pounds of good Sound merchantable tobacco in caske to be paid to him or to his certaine Attorney to the which payment well and truly to be made the said John did bind himselfe his heirs executors and administrators firmly by these presents Notwithstanding
 p. 219 which the said John Gittings though often thereunto required the said summe of sixteen pounds of tobacco to him the said William hath not paid but the same to pay hitherto hath denyed and Still doth altogether deny whereupon the said William Saith he is worse and damage hath to the value of five and twenty thousand pounds of tobacco and thereupon he bringeth his suite.

And the said John Gittings by George Parker his Attorney doth come and defend the force and injury when &c and prayeth heareing of the said writeing and it is read unto him he prayeth also heareing of the Condition of the said writeing and it is read unto him in these words The Condition of the abovementioned Obligation is such that if the abovebounden John Gittings doe well and truly pay or cause to be paid unto the abovenamed William Gittings the full and just summe or quantity of eight thousand pounds of good merchantable tobacco in caske at two payments Vizt foure thousand pounds thereof at or upon the last of December next ensueing in some convenient place in Petuxent River and the other foure thousand the last of December next (next) following which will be in the yeare 1673 without fraud or covin then this Obligation to be void and of none effect or else to stand and remaine in full force and virtue. which being read and heard the said John Saith that as to five thousand pounds of tobacco the remainder of the said summe of eight thousand pounds of tobacco in the declaration of the said William aforesaid mentioned he hath nothing to say in barr Whereby the said William remaineth against the said John for the said summe of five thousand pounds of tobacco herein undefended.

Therefore it is Considered by the Court here that the said W^m recover against the said John the said Summe of five thousand pounds of tobacco and also three hundred and forty pounds of tobacco for his cost and charges in this behalfe laid Out and expended but execution is hereby Stayed untill the last day of October next.

To M^r George Parker One of the Attornyes of
his Lo^{ps} Provincially Court.

Liber M M

I pray appeare for me at the suite of M^r William Gittings and receive a declaration upon an Obligation of Sixteene thousand pounds of tobacco and confesse judgment for five thousand pounds of tobacco which is the remainder of the said condition with stay of execution untill the last day of December and for your so doing this shall be your sufficient warrant Given under my hand the sixteenth day of April Annoq³ Domⁱ 1674.

Sealed and delivered in John Gittings (Sealed.)
the presence of
W^m King
John Henworth
Thomas How

John Browne }
ag^t } this cause continued untill next Court.
William King }

John Warr } Henry Exon late of S^t Maries County otherwise called p. 220
ag^t } Henry Exon of S^t Maries County in the Province of
Henry Exon } Maryland was summoned to answer unto John Warr
in a plea that he render unto him the summe of two
thousand five hundred and eighty pounds of tobacco
which to him he oweth and unjustly deteineth

And whereupon the said John Warr by Kenelm Cheseldyn his Attorney saith that whereas the said Henry the seventh day of June in the yeare 1673 did by his certaine writeing Obligatory sealed with the seale of the said Henry here in Court produced whose date is the same day and yeare abovewritten bind himselfe his heirs executors and administrators to pay or cause to be paid unto the said John Warr merchant or his assignes the just quantity of two thousand five hundred and eighty pounds of tobacco sound and merchantable with caske to containe the same in to be paid the same in ditto County at or upon the 10th of October next ensueing the date thereof notwithstanding which the said Henry the said summe of two thousand five hundred and eighty pounds of tobacco according to the tenor of the said bill hath not paid though often thereunto required but the same hath and still doth deny to the damage of the said John Warr foure thousand pounds of tobacco And thereupon he bringeth his suite

Afterwards to witt the 16th day of April in the 42th yeare of the Dominion of Caecilius &c came the said Henry by Robert Carvile his Attorney and defendeth the force and injury when &c and prayed liberty of speaking hereunto untill this day to witt the twelfth day

Liber M M of May in the yeare aforesaid and it was granted unto him and the same day given to both parties.

Att which Said 12th day of May came the said John Warr by Kenelm Cheseldyn his Attorney and the said Henry Exon by Robert Carville his Attorney likewise came and the said Henry saith that he hath nothing to say in barr of the said action whereby the said John Warr remaineth against the said Henry for the said summe of two thousand five hundred and eighty pounds of tobacco in the declaration aforesaid of the said John mentioned undefended

Therefore it is considered by the Court here that the said John recover against the said Henry the said summe of two thousand five hundred and eighty pounds of tobacco together with three hundred and forty pounds of tobacco for his costs and charges in this behalfe laid Out and expended but execution is hereby stayed untill the tenth day of October next.

Nathaniel Garrett ag ^t W ^m Claw & John Smalpeece execut ^r of John Rennolds.	}	Upon the Petition of the deft ^a that they are to pay Severall debts and legacies by the said John Renolds in his will bequeathed and given within the space of five yeare after the sale of a plantation named ffresh pond neck which said Plantation the said Renolds hath not positively impowered them to dispose and make Sale of whereupon Ordered by the Court here that M ^r Attorney Generall consider whether the said Plantation is not escheat to his Lordship the Lord Proprietary and that this cause continue untill next Court.
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Jonathan Squire adm ^r of Jn ^o Morecroft ag ^t p. 221 Hugh Oneale	}	Hugh Oneale late of Charles County Gent was attached to answer unto Jonathan Squire administrator of the goods and Chattells of John Morecroft deceased in a plea of trespas upon the case
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And whereupon the said Jonathan by Kelem Cheseldyn his Attorney complaineth that whereas the said Hugh Oneale the 24th day of December in the yeare 1672 at S^t Maries Citty in the Province aforesaid did retaine the said John to prosecute a certaine suite in the Provinciaall Court upon an action of Slander and defamation against One Gerard ffitz Gerard In consideration whereof the said Hugh Oneale did assume upon himself and to the said John did faithfully promise that he the said Hugh would well and truly satisfie & pay unto the said John the Summe of twelve hundred pounds of tobacco when thereunto required for his labour travell skill Councill and advice in about & concerning the prosecution of the said suite and the said Jonathan in fact saith that the said John Morecroft did Sue forth of the Provinciaall Court a certaine

Capias to the Sheriff of Charles County directed and returnable **Liber M M**
 before the justices of the Provinciaall Court the 11th day of february
 next following against him the said Gerard ffitz Gerard at the suite
 of the said Hugh Oneale in the action aforesaid Notwithstanding
 which the said Hugh Oneale his promise and assumption So as
 aforesaid made little regarding but deviseing and fraudulently in-
 tending him the said John of the said summe of twelve hundred
 pounds of tobacco Subtilly to deceive the said twelve hundred
 pounds of tobacco to him the said John in his life time according to
 his promise and assumption though often thereunto required hath
 not paid nor to the said Jonathan since his death to whom admin-
 istration of all and singular the goods and chattells which were the
 said John at the time of his death Since his death hath bin com-
 mitted hath not paid but the same to pay hath and still doth deny to
 the damage of the said Jonathan two thousand pounds of tobacco
 And thereupon he brings his suite

And the said Jonathan bringeth also here in Court the letters of
 adm^{con} to him granted of all and Singular the goods and chattells
 which were the said John at the time of his death Since his death
 to him committed that it may appeare to the Court here that he is
 administrator of the said John and thereupon to have administration

Afterwards to witt the 14th day of April in the 42th yeare of his
 Lopps Dominion &c came the said Hugh Oneale by Samuel Cressey
 his Attorney and prayed liberty of Speaking hereunto untill this
 Court and it was granted unto him the same day given to both
 parties.

Now here at this Court to witt the sixteenth day of May in the
 yeare aforesaid Came the said Jonathan by Kenelm Cheseldyn his
 Attorney but the Said Hugh Oneale came not but made default there-
 fore it is considered by the Court here that the Said Jonathan recover
 against the Said Hugh Oneale the Summe of twelve hundred pounds
 of tobacco together with three hundred and forty pounds of tobacco
 for his costs and charges in this behalfe laid Out and expended.

Thomas Gibson	} the p ^t files a new declaration and makes James	
ag ^t		
Arthur Turner	} Neale and his wife def ^{ts} therein	
	} Ordered that a Speciall warr ^t issue to resurvey the	
	Land in question and this cause to continue untill	
	next Court.	

The Sheriffs of Baltemore and Dorcester County for not returning
 their writts are amerced 5 £ Sterl apeice.

Daniel Gouldson & William Hallett	} this cause being upon an appeale p. 222	
ag ^t		
Demetrius Cartwright		
	} from Calvert County Court and	
	day given to both parties untill	

Liber M M

this Court at which day to witt
the 16th day of May in the 42th

yeare of the Dominion of Caecilius &c came the said Daniel and William by Thomas Bland their Attorney and the Said Demetrius by Kenelm Cheseldyn his Attorney came likewise But the Said Daniel and William not haveing filed a new Declaration against the def^t here as by an Order of this Court they Ought to have done it is considered by the Court that a non suite be awarded against them and that they pay unto the Said Demetrius the Summe of

pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

John Manning	}	the def ^t in these two actions appeare by Robert Carvile his Attorney did imple untill next Court
ag ^t		
George Lordman		
the Same		
ag ^t	}	
the Same		

Edward Armstrong	}	the Sheriff of Somersett County haveing returned a Cepic & the def ^t not appeareing it is Ordered that unlesse the def ^t appeare here at the next Court by himselfe or Attorney the Said Sheriff shall be amerced.
ag ^t		
John Anderson		

Walter Carr	}	the def ^t by Thomas Bland his Attorney appeares and imples untill next Court.
ag ^t		
John Russell		

Humphry Warren	}	It was Comanded the Sheriff of S ^t Maries County as formerly it was comanded him that he take John Gerard and Rose Gerard Executors of Thomas Gerard Esq de- ceased if &c and them Safe Keepe so that he have their bodies here at this day to witt the twelfth day of May in the 42 th yeare &c to answere unto Humphry Warren of a plea that they render unto him the Summe of foure thousand forty foure pounds of tobacco which from him they unjustly detaine
ag ^t		
John Gerard & Rose Gerard Execut ^{rs} of Thomas Gerard Esq		

And whereupon the Said Humphry by Robert Carvile his Attorney Saith that whereas the Said Thomas Gerard in his life time that is to Say upon the 12th day of April in the yeare of Our Lord 1670 by his certaine bill or writeing Obligatory Sealed with the Seale of him the Said Thomas and here in Court produced whose date is the day and yeare abovesaid did confesse himselfe to Owe and Stand

indebted into the Said Humphry the sume of 4044^l of good Sound well conditioned tobacco in caske to be paid upon all demands and upon his the said Thomas Gerards Owne proper plantation either at Mathiotack in Virginia or Mattapeny in Maryland cleare of all Charge and impost and to the Said payment well and truly to be made the said Thomas did bind himself his heirs executors and assignes Yet notwithstanding the aforesaid Thomas in his life time and the said John and Rose after the death of the Said Thomas although often thereunto required the aforesaid Summe of 4044^l of tobacco have not rendred to him the Said Humphrey but the Same to render to him have denyed and the aforesaid John & Rose the Same to him to render doe as yet deny and unjustly deteine whereupon he Saith he is dampnified and hath losse to the value of seven thousand pounds of tobacco and thereupon he bringeth his Suite

Now here at this day to witt the Said 12th day of May in the yeare aforesaid the Same Sheriff maketh returne as formerly that the Said John and Rose are not found in his Bailiwick whereupon the Said Humphry prayeth an attachment against the goods and chattells of the Said Thomas Gerard deceased according to act of Assembly in that case made and provided and it is granted unto him by the Court here.

Pope Alvey } the def^t by Kenelm Cheseldyn his Attorney appears
ag^t } and imparles untill next Court.
John Sanders }

Daniel Jenifer }
ag^t } the def^t appeare by George Parker their
Jn^o Cheyney et ux adm^{ra} } Attorney and imparle untill next Court
Henry Hough }

Daniel Jenifer } the def^t by Thomas Bland his Attorney appears and
ag^t } imparles untill next Court.
John Pott }

Benjamin Rozer } the def^t appears by Robert Carvile his Attorney
ag^t } and imparles untill next Court
Thomas Witter }

ffrancis Gunby } It was Comanded the Sheriff of S^t Maries County
ag^t } as formerly it was comanded him that he take
George Haynes } George Haynes if &c and him Safe Keepe So that
he have his body here to witt the twelfth day of
May in the 42th yeare &c to answer unto ffrancis
Gunby in a plea that he render unto him fifteen hun-
dred pounds of tobacco which he oweth and un-
justly deteineth

And whereupon the said ffrancis Gunby by George Thompson his Attorney Sayes that whereas the aforesaid George Haynes the tenth

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Liber M M day of December Anno Doñ 1672 did Signe Seale and deliver to the Said Gunby a certaine bill by which he the said Haymes did Owe and acknowledge himselfe to Owe and Stand indebted to the said Gunby the summe of fiteene hundred pounds of tobacco and caske as aforesaid to be paid to him the aforesaid Gunby his heirs & assignes at or upon the tenth day of October next ensueing the date of the Said bill and that the Said payment might well and faithfully
p. 224 be made the aforesaid Haynes did Oblige himselfe his heirs and assignes to the payment thereof by the Said bill Notwithstanding the aforesaid Haymes although often demanded the Said fiteene hundred pounds of tobacco and caske to the Said Gunby he hath not as yet rendred but the same to him hitherto hath denyed to pay and as yet denyeth whereupon he Saith that he is dampnified and hath damage to the value of three thousand pounds of tobacco and thereupon he brings his action.

Now here at this day to witt the 12th day of May in the yeare aforesaid the Same Sheriff returnes as formerly that the said George Haynes is not found in his Bailiwick whereupon the Said ffrancis prayd an attachment against the goods and chattells of the Said George Haynes according to act of Assembly in that case made and provided might be granted him and it is by the Court here granted him accordingly.

James Nutthall	}	this cause by consent of the Attornyes on both Sides continued untill next Court.
ag ^t		
Marke Cordea	}	the def ^t by Kenelm Cheseldyn his Attorney appeares & imples untill next Court
Walter Rowles		
ag ^t	}	the def ^t by Robert Carvile his Attorney appeares & imparles untill next Court
Owen Howell		
Charles Calvert	}	the def ^t by Robert Carvile his Attorney appeares & imparles untill next Court
ag ^t		
Thomas Taillor	}	the def ^t by Robert Carvile his Attorney appeares & imparles untill next Court
Thomas Taylor		
ag ^t	}	
George Parker		

Benjamin Solly	}	Coñmand was given to the Sheriff of S ^t Maries County that he take Richard Speed late of his County otherwise called Richard Speed of the City of Bristoll marriner if &c and him Safe Keepe So that he have his body here to witt the twelfth day of May in the 42 th yeare &c to answer unto Benjamin Solly in a plea that he render unto him the full and just Summe of two hundred pounds Sterling which from him he unjustly deteines.
ag ^t		
Richard Speed	}	

And whereupon the said Benjamin by Robert Carvile his Attorney Liber M M
 Saith that whereas the Said Richard the One and twentieth day of
 June in the year of Our Lord One thousand Six hundred Seventy
 three by his certaine writeing Obligatory Sealed with the Seale of
 him the said Richard and have in Court produced whose date is the
 day and yeare abovesaid did acknowledge to be holden and firmly
 bounden unto the said Benjamin the full and just Summe of two
 hundred pounds Sterling to be paid to the said Benjamin or to his
 certaine Attorney his executors administ^{rs} or assignes for the which
 payment well and truly to be made he did bind himselfe his heirs
 executors and administrators firmly by those presents Neverthelesse
 the said Richard the said Summe of two hundred pounds Sterling
 to him the said Benjamin according to the tenor of the Said writeing
 Obligatory to him the said Benjamin Solley hath not paid though p. 225
 often thereunto required but the sune to him to pay hath denyed
 and as yet doth deny whereupon he Saith he is damnified and hath
 losse to the value of One hundred pounds Sterling and thereupon
 he bringeth his suite.

And the Said Richard by his Attorney cometh &
 defendeth the force and injury when &c and prayeth heareing of the
 writing Obligatory and it is read unto him he prayeth also heare-
 ing of the Condition of the said writeing and it is read unto him in
 these words The Condition of this Obligation is Such That whereas
 the Said Benjamin Solley hath entred into a certaine bond or Obli-
 gacōn together with the Said Richard Speed for the payment of
 thirty One pounds five shillings and two pence Sterling unto Charles
 Calvert or his Order Now if the abovebound Richard Speed his
 heirs executor[s] or assignes shall well and truly Save harmlesse
 and Keepe indemnified the Said Benjamin Solley his heirs execut^{rs}
 administrators & assignes and also all their goods chattells lands and
 tenements for or by reason of the Said bond which beareth even date
 with these p'sents that then this present Obligation shall be void and
 of none effect otherwise to stand remaine and be in full power and
 force.

Now here at this day to witt the 12th day of May in the 42th yeare
 of the Dominion of Caecilius &c the Same Sheriff returnes that the
 Said Richard Speed is not found in his Bailiwick whereupon the
 Said Benjamin prayeth attachment against the goods and Chattells
 of the Said Richard according to an Act of Assembly in Such case
 made and provided and it is granted unto him by the Court here.

Upon the Petition of Henry Everitt That whereas he being a
 Servant to M^r George Beckwith and hath Served him eight yeares
 and as much as Since last ffebruary and is One and twenty yeares
 of age and Omitting Six weekes of his time for which neglect his
 Said master demands two yeares Service and that he was adjudged

Ordered by the Court here that the Petitioner serve accordin[g]
to the Act in force when he arrived into this Province.

To all Christian People to whom these presents shall Come I Thomas Dent of S^t Maries County in the Province of Maryland Gent Send Greeting in Our Lord God everlasting Know yee that I the Said Thomas Dent for the Love and affection that I the Said Thomas Dent doe Owe unto Richard Loyd of S^t Maries County in the Province of Maryland Gent I the Said Thomas Dent have given granted and confirmed and by this present writeing doe give grant and confirme unto the Said Richard Loyd all and Singular those goods chattells leases personall estate whatsoever utensills household stuff implements and things whatsoever of what Kind nature property Soever the same be or can be found which the said Richard Loyd by deed of Gift made the first day of September Anno Domini

One thousand Six hundred Seventy One did give and confirme unto me the Said Thomas Dent To have hold levy use and dispose off take and enjoy all the Said goods Chattells leases personall estate household stuff and implements whatsoever and all other the premisses aforesaid unto the said Richard Loyd his executors administrators and assignes for ever from henceforth without any manner of claime challenge or demand whatsoever of or by any person or persons whatsoever And I the Said Thomas Dent all and Singular the goods chattells leases implements and things whatsoever and all other the premisses unto the Said Richard Loyd his executors administrators and assignes against all people shall and will warrant and defend by these presents for ever of all which goods and chattells I the said Thomas Dent have putt the Said Richard Loyd in full and peaceable possession by the gift & delivery of One Silver Seale the day of the date of these presents in the name of possession and Seizin of all and Singular the said premisses In wittnesse whereof I the Said Thomas Dent have hereunto sett my hand and Seale this Sixth day of September Annoq̃ Dom̃ One thousand Six hundred Seventy One and in the thirtieth yeare of the Dominion of Caecilius &c

Testes Kenelm Cheseldyn
the marke of

Tho: Dent (Seale)

The foregoing Deed at the request of the
Said Thomas Dent was recorded.

Know all men by these p'sents That I William Barrett of London Merchant Have made, Ordeined, Authorized, And by these p'sents Doe make Ordeine Authorize & in my place & Stead by these p'sents

put & constitute John Blaxton & Samuell Dobson of Wiccacomaco in the Province of Maryland Planters my true and Lawfull Attorneys & Attorney joyntly & Severally for me & in my name & to my vse To demand Recover & Receiue by all lawfull wayes and meanes whatsoever of & from all & Euery person & persons whatsoever, whom it Doth or shall, concerne in the Province of Maryland all & Euery Sum and Sums of money Debts Efforts goods dues & demands whatsoever to me due payable & belonging by or from all or any Pson or Psons in the Province of Maryland aforesaid by or vpon Bond Bill Specialty Contract Booke or otherwise howsoever, And also to Bargaine, Sell & contract wth any Pson & Psons for the Sale or purchase of my Plantacōn wth the Appurtenances Knowne by the name of Hattons point Scituate nere Wiccacomacco River Att & for such Rates & Prices as my Said Attorneys or Attorney joyntly or Seuerally can get for the same And in due manner to make Seale and as my Act & deed to deliuer any deeds contracts & writings of & touching the same, And of or vpon Receipt of the p^rmisses or any part thereof Acquittances or other Sufficient Discharges in my name to make Seale & Deliuer And if need be for the p^rmisses or any Part thereof to appeare & the Person of me the constituant to represent in all Courts and before all Judges Magistrats & Ministers of the Law And to Sue arrest attach Seize Sequester imprison and Condemne and out of prison againe when Need Shall be to Deliuer And to compound and agree And one Attorney or more to make Substitute and at Pleasure to Revoake & Generally to doe, Say finish Execute conclude & determine all & Euery such further Lawfull & reasonable Act & Acts thing & things whatsoever w^{ch} in or about the p^rmisses or any Part thereof Shall be requisite or Expedient to be done as fully & Effectually as I might or could doe personally, And I the said Wilt^m Barrett doe hereby for me my Exec^{rs} & Administrat^{rs} Couenant & Grant to & wth the said John Blaxton and Samuell Dobson their Exec^{rs} and Assignes that I my Exec^{rs} and Administrat^{rs} shall & will ratifie & confirme for good & Effectual All & whatsoever my Said Attorneys or Attorney joyntly or Severally Shall lawfully doe or cause to be done in & about the p^rmisses by vertue of these p^rsents, And I the said William Barrett doe hereby revoake Disanull & make Voyd all former & other Letters of Attorney & power by me made & given to any Pson or Psons in the Province of Maryland touching or concerning the p^rmisses In Wittnesse whereof I haue hereto put my hand & Seale dated y^e thirtieth day of December Anno Domⁱ 1673, Annoq^{ue} XXX Carolⁱ 2^d Ang^l xr 25^o

Sealed & deliuered

William Barrett. (Sealed)

In the p^rsence of

John Abington

Thomas Elwes

Wm Bower Ser

Recorded at the request of the Said John Blackiston.

Liber M M

Liber M M

The 10th July 1674

Came Constant Okieffe of S^t Marys County and desired the Eare Marke of his Cattle and Hoggs might be Entred vpon Record w^{ch} is as ffolloweth (viz^t) Cropt Slitt and vnder Celd on both Eares

May the 19th 1674.

Came John Powell of S^t Maries County and desired his Eare Marke of his Cattle & Hoggs might be Entred vpon Record w^{ch} is as ffolloweth (viz^t) Cropt in both Eare & a hole in the Left.

Whereas John Charlsworth of S^t Maries County hath recouered ag^t Mathias Decosta 2500^{ls} Debt & 1892^{ls} Tob: costs for which Judgem^t is Entred These are to Certifie all whom these may concerne that the Said Mathias wth Garret Vanswerengen haue according to Act of Assembly in that case made & Provided confessed Judgem^t for the S^d debt & costs wth a Stay of Execution till the tenth of October next Wittnes my hand this Eight Day of May 1674
Philip Calvert.

p. 228 **This Indenture** mad the thirtith Day of May in the two and fortieth Yeare of the Dominion of the Right Hon^{ble} **Caecilius** Absolute Lord & Proprietary of the Provinces of Maryland & Avalon L^d Baron of Baltimore &c And in the yeare of our Lord God One thousand Six hundred Seaventy foure. **Betweene** John Anderson of the County of Somerset in the Province of Maryland Planter and Ellinor his wife of the One P^{ty} And Joseph Edloe of the County of Calvert in the Prov^{ce} of Maryland Planter of the other P^{ty} **Wittnesseth** That they the Said John Anderson and Ellinor his Wife ffor & in Consideration of the Sum^e of Three thousands pounds of Tobacco to them in hand paid by the Said Joseph Edloe the Receipt Whereof they Doe hereby acknowledge there of & of Euery Part & Parcell thereof clearly & absolutely acquitt & discharge the said Joseph Edloe his heires Exec^{rs} Adm^{rs} or Assignes by these p^sents haue given, Granted Bargained & Sold Enfeoffed & Confirmed and by these p^sents Doe give Grant Bargaine Sell Alien Enfeoffe & Confirme vnto him the said Joseph Edloe his heires or assignes all that P^{cell} or Devident of Land called Timber Neck Lyeing On the North Side of Petuxent River On the East Side of Chespiak Bay Lyeing on a Creeke Called S^t Johns Creeke **Beeginning** for breadth at a marked Oake Standing by the Creeke side & running from the Said Oake East Twenty & five P^{ches} to the Easterne branch of the Said Creeke bounded On the North wth a line Drawne from the mouth of the Said Eastern branch of the Said Creek North for length into the Woods Three hundred & twenty P^{ches} bounded On the West wth a line drawne from the End of the former line West


Twenty & five Pches bounded On the South w^h a line drawne South from the End of the former line Three hundred & twenty Pches bounded On the West till it intercept a paralell from the first bounded tree Bounded On the East with the said Creeke Containing by Estimacōn fifty Acres more or lesse. With all & Singuler the Rights Profitts & Comodities to the Said trackt or Divident of Land belonging or in any wise apperteining Together wth all Houses Edifices, Buildings, ffences, Orchards, Gardens, Woods, vnderwoods, Pastors Comon of Pastors & other Hereditam^{ts} which to the Said Pcell of Land or any Pt thereof Shall belong or Apperteine And also all & Euery the Patents Grants Deeds Evidences of Land Concerning the Said Land or any Pt thereof **To haue & to hould** the Said Parcell of Land aboue by these p^rsents & Bargained & Sould with all and Singuler the Appurtenances to the Same belonging to him the Said Joseph Edloe his Heires & Assignes for Euer. To the only proper vse & behoofe of him the said Joseph Edloe his heires and Assignes for Euer to be holden of the Right Hono^{ble} the Lord Proprietary by the Rents & Services and vnder the Condiçōns thereof Due and Reserved And the Said John Anderson and Elinor his Wife for themselues their heires Exec^{rs} & Adm^{rs} and Euery of them Doe Covenant Promise & Grant to & wth the Said Joseph Edloe his heires & assignes and Euery of them by these p^rsents, That they the Said John and Elinor their heires Exec^{rs} & Adm^{rs} and Euery of them the Said Tract of Land and Euery Part & Pcell thereof by these p^rsents bargained & Sold or hereby intended to be bargained & Sold wth the Appurtenances to him the Said Joseph Edloe his heires and Assignes against them the Said John & Elinor Shall & will for Euer hereafter Warrant & Defend by these p^rsents. And further that they the Said John & Ellinor shall & will from time to time and at all Tymes hereafter at the Reasonable Request of the Said Joseph Edloe his heires or Assignes Or any of them Make Doe Acknowledge Execute & Suffer Or cause to be made Done Executed Acknowledged and Suffered all & Euery Such further or other Act or Acts thing & things Device and Devices Whatsoever in the Law necessary hereafter to be done for the better Setting and more Sure makeing of all & Euery the Bargained p^rmisses vnto him the Said Joseph Edloe his heires & assignes for Euer Att the Only cost and Charges in the Law of him the Said Joseph Edloe his heires & assignes as shall be by him the said Joseph Edloe his heires or Assignes or by his or their Councell Learned in the Law reasonably Devized Advised or required so that they the said John & Ellinor or their heires be not compelled to Travill ffurther then the City of S^t Maries for the makeing Doeing Acknowledging or Executing thereof according to the true purport & meaning of these Indentures **In Wittnesse** Whereof the Said Pties first abouenamed haue to These

Liber M M

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Liber M M p'sent Indentures Interchangably Sett to their hands & Seales the day & yeare first above Written

Sealed & Deliu^red
in the p'sence of
Jn^o Blomfeild
Tho. Innes

John Anderson (Sealed)
the marke of
Ellinor  Anderson (Sealed)

On the backside of y^e aforegoing Deed was thus
Written—May 30th 1674

Memorandum That the within Named John Anderson & Elinor his Wife Acknowledged y^e wthin Written Deed to be their Act & Deed to the vse wthin mencōned **Charles Calvert.**

Know all men by these p'sents That I John Anderson of the County of Somerset in the Province of Maryland Planter am holden & firmly Indebted vnto Joseph Edloe of the County of Calvert in the Said Province in the full & Just quantity of fifty Thousand pounds of Sound Tobacco & Caske To be paid to the Said Joseph Edloe or to his ce'taine Attorney his heires Exec^{rs} Adm^{rs} or assigns To w^{ch} payment Well & truly to be made I binde my selfe my heires Exec^{rs} and Adm^{rs} in the whole & for the whole firmly by these p'sents Sealed wth my Seale Dated this 27th Day of May Anno^q Domⁱ 1674.

The Condi^cōn of this Obligacōn is Such That if the aboue bounden John Anderson and Ellinor his Wife their heires Exec^{rs} and Adm^{rs} and Euery of them Doe & Shall from time to time and at all times hereafter Well & truly Observe Performe ffulfill & Keepe all & Euery the Severall Covenants, Grants, Articles & Agreements mencōned Specified & Contained in a certeine paire of Indentures had & made between the Said John Anderson & Ellinor his Wife of the One party and the aboue named Joseph Edloe of the other part and ffurther assurance if Required by the Said Edloe to be made vnto him the Sayd Edloe of all that Land betweene Gunbyes house and the mouth of the Easterne branch all which on their & Euery of their parts are to be observed performed ffulfilled & Kept then this present Obligacōn to be voyd and of none Effect Otherwise to Stand Remaine & be in full force Power and Vertue

Sealed & Deliu^red
in the p'sence of
Tho Innes
Robert Ellys

John Anderson (Sealed)

July 24th 1674

Came Charles Delaroch of S^t Maries County and desired his marke of Cattle and hoggs might be recorded which is as followeth vizt.

Cropt of both eares and a peice taken out of the cropp in each eare.

September 25th 1674.

Liber M M

William Greengoe the Younger of S^t Maries County and Grace Greengoe Son and daughter of William Greengoe Smith desired their markes to be recorded which are as follow vizt

four white feet, a Starr in the forehead the neare Side branded with a horse shoe.

August 2^d 1675.

Came Thomas Hopkins of S^t Maries County and desired this marke to be recorded for his Sonn John vizt Cropt on both eares & underhalved On the left eare and over halved On the right.

Maryland ss.

Att a Provinciaall Court held at the City of S^t Maries the thirteenth day of October in the 43th yeare of the Dominion of Caecilius & Annoq̄ Dom One thousand Six hundred Seventy foure and there continued untill the Sixteenth day of the Same month. Upon which Said thirteenth day were present.

The Hon ^{ble}	{	Charles Calvert Esq̄ Leivteñnt Gen ^l & Cheife justice.
		Philip Calvert Esq̄ Chancellour
		W ^m Calvert Esq̄ Principall Secretary
		Baker Brooke
		Jesse Wharton
		} Esq̄s justices

Richard Speed p ^{ft}	}	Ridgely p p ^t
ag ^t		
Edward Erbery & Comp ^a def ^{ts}		

It was Comanded the Sheriff of S^t Maries County that he take Edward Erbery and Comp^a of Bristoll merchants if they Should be found in his Bailiwick and them Safe Keepe So as he have their bodies here at this Day to witt the Sixteenth day of October to answer unto Richard Speed late master and Comander of the Shipp Agreement of Bristoll in a plea of trespas upon the case.

And whereupon the Said Richard Speed by Robert Ridgely his Attorney complaineth that whereas the Said Richard being a marriner and being putt in and employed by the Said Edward and Comp^a to be master and Comander of the Shipp Agreement of Bristoll they the Said Edward and Comp^a being Owners of the Said Shipp did by their Orders under their hands beareing date the 28th day of October 1672 Order the Said Richard to Saile for the Said Province of Maryland with the Said Shipp and in consideration that the Said Richard Speed would draw bills of Exchange according to the Custome of merchants for the Port Dutyes and Country Custome for the tobacco Shipped On board the Said Shipp On Jeremiah Holwey Sen^r Bristoll merchant the Said Edward and Comp^a did assume upon themselves and to the Said Richard did faithfully promise

Liber M M that they the Said Edward and Company would well and truly pay the Same And the Said Richard in fact Saith that in pursuance of the aforesaid Orders of the Said Edward and Comp^a he the Said Richard On the One and twentieth of june 1673 did for the Port Dutyes and Country Custome of the tobacco Shipped in the Said Shipp Agreem^t draw bills of exchange for thirty One pounds foure two pence On the Said Jeremiah Holwey Sen^r of Bristoll merchant pay^{ble} to Charles Calvert or his Order and to Secure the payment of the Said bills of Exchange So drawne by him as aforesaid did together with Benjamin Solly his Security become bound to the Said Charles Calvert in the Summe of 200 £ Sterl that the Said bills of Exchange Should be paid and Satisfied and the Same day to witt the Said 21th of june 1673 the Said Richard became bound to the Said Benjamin in the like Summe of two hundred pounds Sterl to Save the Said Benjamin harmless from the Said former bond So entred into by him the Said Richard and Benjamin joyntly to the Said Charles for the payment of the Said bills And the Said Richard further in fact Saith that at a Provinciaall Court held at the City of S^t Maries the 18th day of May in the 42th yeare of the Dominion of Caecilius &c Annoq³ Dom³ 1674 the Said Charles Calvert by due course of Law by reason of the non payment of the Said bills of Exchange did recover judgm^t ag^t the Said Benjamin for the Summe of 31 £ 4^s 2^d Sterling the debt aforesaid as also the Summe of 7 £ 14^s 4^d damages to him adjudge by him to be Susteined by reason of the deteineing of the Said debt. And the Said Richard further Saith that at the Same Court the Said Benjamin impleaded the Said Richard upon the bond aforesaid for two hundred pounds Sterling and thereupon procured an attachment against the goods and Chattells of the Said Richard for two hundred Sixty Six pounds Sterl And the Said Richard in fact Saith that he trusting to the faithfull promise and assumption aforesaid of them the Said Edward and Comp^a to him the Said Richard So as aforesaid made well and truly to pay the Said bills of Exchange the Said Richard drew the Said bills of Exchange and also became bound in the Severall bonds before mentioned Notwithstanding which the Said Edward & Comp^a their promise and assumption to him the Said Richard So as aforesaid made little regarding but deviseing and fraudulently intending him the Said Richard in this behalfe craftily and Subtily to deceive and defraud the Same bills of exchange of thirty One pounds foure Shillings two pence Sterling to him the Said Charles Calvert according to their promise aforesaid have not paid but the Same to pay refused and as yett doe refuse to the damage of the s^d Richard of three hundred pounds Sterling and thereupon he bringeth his Suite

p. 232

Att which day the Same Sheriff made returne of the writt aforesaid and Saith that the Said Edward Erbery and Comp^a are not found in his Bailiwick.

Whereupon the Said Richard Speed prayed an attachment against the goods Chattells and Creditts of the Said Edward and Comp^a to the value of One hundred and fifty pounds Sterling to be directed to the Sheriff of S^t Maries and the Sheriff of Charles County respectively and that the Same goods Chattells and Creditts (or any P^t thereof So attached) to the value aforesaid might be to him delivered and the Same is granted unto him returnable the next Provinciall Court

Liber M M

October 14th

M^r Robert Carvile and M^r Kenelm Cheseldyn Attornyes of this Court for non attendance upon the Court. fined four hundred pounds of tobacco apeice

fine 800^l
Tob

Virilinda Stone } It was Comanded the Sheriff of Charles County
ag^t } that he take Edmund Lindsey if &c to answer unto
Edmund Lindsey } Virilinda Stone in a plea of takeing and unjustly
withholding of Henry Dorman her Servant.

And whereupon the Said Virilinda by John Morecroft her Attorney Saith that the Said Edmund the first day of june in the 40th yeare of the Dominion of Caecilius &c in Charles County tooke and him unjustly deteined against Suertyes and pledges wherefore She Saith She is dampnified and hath losse to the Value of three thousand pounds of tobacco and thereupon she bringeth her Suite.

And the Said Edmund by Robert Carvile his Attorney Cometh and defendeth the force and injury when &c and Saith he is in no wayes guilty of the p^rmisses above against him by the Said Virilinda Complained of and of this he putts himselfe upon the Country and the Said Virilinda likewise. Therefore it is Comanded the Sheriff that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c.

Afterwards to witt the 15th day of October in the 43th yeare of his Lopps Dominion Came aswell the Said Virilinda Stone by Kenelm Cheseldyn her Attorney and the Said Edmund Lindsey by Robert Carvile his Attorney as the jurors of that jury likewise Came to witt. Richard Edlen James Nutthall, W^m Dunkerton Samuel Hatton Henry Rider, Thomas Price, Robert Hatton, Abell James Thomas Griffin W^m Melton Robert Morgan and Constant Daniel who to Say the truth in the premisses being impannelled Sumoned and Sworne. Upon their Oathes doe Say that they find for the plaintiff twelve hundred pounds of tobacco.

Therefore it is Considered by the Court here that the Said Virilinda Stone recover against the said Edmund Lindsey as well the Said Sum^e of twelve hundred pounds of tobacco the debt aforesayd as also the sum^e of One thousand and forty pounds of tobacco for her costs and Charges in this behalfe laid Out and expended.

Liber M M Henry Phippes Administrat^r of } It was Comanded the Sheriff of
 Edward Maynard deceased. } S^t Maries County That whereas
 ag^t } Thomas Marsh of Ann Arrundell
 Thomas Marsh } County Planter was Sumōned to
 answer unto Henry Phippes adm^r
 of the goods and Chattells of

Edward Maynard marriner deceased in a plea that whereas the Said Thomas the Sevententh day of May in the yeare of 1673 was the receiver of the tobacco of him the Said Edward in his life time to receive tobacco for the use of him the Said Edward the Summe of forty thousand Six hundred Seventy and eight pounds of tobacco
 p. 233 due from Severall persons in Ann Arrundell County as also the Summe of twenty nine thousand three hundred thirty nine pounds of tobacco in bills and accompts received by the Said Thomas Marsh of the Said Edward Maynard and also the Summe of thirty two thousand Six hundred thirteene pounds of tobacco in Baltemore County Yet Neverthelesse the Said Thomas reasonable accompt thereof to the said Edward in his life time nor to the said Henry after the death of the Said Edward to whom administration of all and Singular the goods and Chattells of the Same Edward was Comitted hath refused and as yet doth refuse to the great damage of the Said Henry (as it is Said) and in hinderance of the administration aforesaid In Such manner it is proceeded in Our Provinciaall Court that the Said Henry Ought to recover his damages by Occasion aforesaid. That he cause to Come here to witt the 13th day of October in the 43th yeare of his Lopps Dominion &c twelve good and lawfull men of this Province to enquire what damages the Said Henry hath Sustained by Occasion of the trespas aforesaid.

Att which day Came aswell the Said Henry Phippes by Kenelm Cheseldyn his Attorney and the Said Thomas Marsh by Robert Carvile his Attorney as the jurors of that jury likewise Came to witt Richard Edelen James Nutthall William Dunkerton Samuel Hatton Thomas Price Robert Hatton Abell James Thomas Griffin William Melton Robert Morgan Constant Daniell and Richard Bayly who being impanelled Sumōned and Sworne to Say the truth of and in the premisses upon their Oathes doe Say they find for the plaintiff damages to the Value of One thousand pounds of tobacco.

Therefore it is considered by the Court here that the Said Henry Phipps recover against the Said Thomas Marsh aswell a certaine debt of Seaven thousand two hundred Sixty Six pounds of tobacco as the summe of One thousand pounds of tobacco damages occasioned by the unjust detention of the Said debt together with two thousand two hundred eighty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Pope Alvey } Comand was given to the Sheriff of S^t Maries Liber M M
 ag^t } County that he take John Saunders merchant if &c
 John Saunders } to answer unto Pope Alvey in a plea of trespas upon
 the case.

And whereupon the Said Pope Alvey by Robert Ridgely his At-
 torney complaineth that whereas the Said John Saunders upon the
 thirtieth day of March in the 42th yeare of the Dominion of Caecilius
 &c Annoq^{ue} Domⁱⁿⁱ 1674 in consideration that he the Said Pope at the
 Speciall instance and request of him the Said John would Sell and
 deliver unto him the Said John two hogesheads of tobacco containe-
 ing neate Seaven hundred and eighty pounds the Said John did
 assume upon himselfe and to the Said Pope did then and there faith-
 fully promise that he the Said John to him the Said Pope three thou-
 sand of Single tenn-penny nailes and three thousand of double tenn
 penny nailes at the rate and price of Sixty pounds of tobacco for
 each thousand would upon demand well & faithfully deliver and also
 the remainder of the Said Seaven hundred and eighty pounds of
 tobacco after the Said Six thousand of nayles was paid for at the
 price aforesaid the Said John did assume upon himselfe and to the
 Said Pope did faithfully promise that if the Said Pope would travell
 to the Store of him the Said John at the house of Randall Hanson
 in S^t Maries County he would pay the value thereof to the Said
 Pope in redd broad Cloath or any other goods that he had in his
 Said Store and that the Said Pope should make choice off at Such
 reasonable rates as he the Said John had Sold goods to any other
 the Inhabitants of this Province. And the Said Pope in fact Saith
 that he trysting to the faithfull promise and assumption aforesaid of
 him the Said John did the day and yeare abovesaid at the plantation
 of him the Said Pope in S^t Maries County aforesaid deliver unto
 him the Said John the Said two hogesheads of tobacco containeing
 neate the Said Summe of Seaven hundred and eighty pounds of
 tobacco, and afterwards to witt the Second day of April then next
 following did travell to the Store of him the Said John at the house
 of the Said Randall Hanson aforesaid and then and there of the
 Said John did demand the Six thousand of nailes aforesaid and
 red broad Cloth and other goods that he the Said John had in his
 Store to the value aforesaid Notwithstanding which the said John
 his promise and assumption So as aforesaid made not regarding but
 fraudulently intending him the Said Pope in that behalfe craftily
 and Subtilly to deceive and defraud the Said Six thousand of nayles
 or the redd broad Cloath or other goods to the Value aforesaid to
 him the said Pope to deliver altogether refused and denied and as
 yet doth refuse and deny whereupon the Said Pope Saith he is
 dampnified and hath losse to the value of twelve thousand pounds
 of tobacco and thereupon he bringeth his Suite.

p. 234

Liber M M And the Said John by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayes Licence to imparle hereunto untill the next Provinciaall Court the Same day is given to both parties.

Att which day to witt the thirteenth day of October in the 43th yeare of his Lopps Dominion &c came the Said John by Robert Carvile his Attorney and Saith that he did not assume upon himselfe and make Such promise as the Said Pope above against him hath declared and of this he putts himselfe upon the Country and the Said Pope also therefore Comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c who aswell &c to recognize &c who neither &c

Afterwards to witt the Same thirteenth day of October in the yeare aforesaid Came aswell the Said Pope Alvey by Robert Ridgely his Attorney and the Said John Saunders by Robert Carvile his Attorney as the jurors of that jury likewise came to witt Richard Edelen James Nutthall William Dunkerton Samuel Hatton Thomas Price Robert Hatton Abell James Thomas Griffin W^m Melton Robert Morgan Constant Daniell and Richard Bayly who being Sumoned impannelled and Sworne upon their Oathes doe Say they find for the plaintiff One thousand pounds of tobacco damages and the two hogesheads of tobacco in Kind.

Therefore it is considered by the Court here that the Said Pope Alvey recover against the Said John Saunders aswell the Summe of Seaven hundred and eighty pounds of tobacco the debt aforesaid as the Sume of One thousand pounds of tobacco for his damages Sustained by Occasion of the premisses together with fifteen hundred and Seaven pounds of tobacco for his costs and Charges in this behalfe expended and laid Out.

fine 500¹¹ tob Henry Rider of S^t Maries County being impannelled and Sumōned to try the issue joyned between Pope Alvey plaintiff and John Saunders def^t and not appeareing was by the Court fined five hundred pounds of tobacco.

Samuel Winslow adm^r Henry Webb }

ag^t

John Bowles execut^r W^m Battin }

the Same }

ag^t

the Same }

the Same }

ag^t

the Same }

the def^t by Robert Carvile his Attorney moved the Court to amend his plea which was accordingly and these the causes continued untill next Court.

Thomas Mountford }
 ag^t } in Ejectment.
 Samuel Hatton }

Liber M M

Samuel Hatton late of Talbott County was attached to answer unto Thomas Mountf[ord] of a plea wherefore by force and armes a parcell of land called Gouldstone contein[ing] fifty acres in Great Choptanck in Talbott County which Edward Roe to him the said Thomas did demise for a terme which is not yet past did enter and him the Said Thomas did eject from his ffarme aforesaid and other Enormityes to him did there doe to the great damage of the Said Thomas and Contrary to the Peace &c

And whereupon the Said Thomas by John Morecroft his Attorney p. 235 Complaineth that whereas the Said Samuel the tenth day of May in the 40th year of the Dominion of Caecilius &c had demised to him the said Thomas the Tenements aforesaid with the appurtenñces to have and to hold to the said Thomas and his assignes from the feast of the Annunciation of the blessed Virgin Mary to the end and terme of five yeares from thence next ensueing fully to be compleate and ended by Virtue of which demise the said Thomas into the Tenem^{ts} aforesaid with the appurtenñcs aforesaid did enter and was thereof possessed and So thereof being possessed the Said Samuel Hatton the Said Sixth day of July in the 40th year of the Dominion of Caecilius aforesaid into the Tenements aforesaid with the appurtenñcs which the said Edward to the Said Thomas in forme aforesaid had demised for the terme aforesaid which is not yet past with force and armes did enter and him the Said Thomas from his farme aforesaid did eject and other enormityes to him did there doe to the great damage of him the Said Thomas and contrary to the peace &c whereupon he Saith he is dampnified and is worse to the value of tenn pounds Sterling and thereupon he bringeth his Suite.

And the Said Samuel Hatton by Kenelm Cheseldyn his Attorney Comes and defends the force and injury when &c and the Said Samuel prayeth delay thereof untill the first day of December Court and the Same day is granted unto the Said Thomas.

And the Said John Boone by Thomas Bland his Attorney comes and defends the force and injury when &c and Saith he is in no wise guilty of the trespas and ejectment as the Said Thomas there hath declared and of this he putts himselfe upon the judgm^t of the Court.

Now here at his day to witt the fourteenth day of October in the 43th year of his Lopps Dominion &c Came the said John Boone the def^t in this cause by Thomas Bland his Attorney but the said Edward Roe the ejector came not Therefore it is considered by the Court that a non suite be granted against the plaintiff and that the Said John Boone recover against the Said Edward Roe the Summe of Seaven hundred forty foure pounds of tobacco for his costs and

Liber M M charges in this behalfe laid Out and expended and the Said Edward Roe in mercy &c.

Thomas Bland	}	Continued untill next Court
ag ^t		
Thomas Gant		

Philip Shapleigh & Joyce his wife	}	John Steward late of Dorches-		
executrix of the last will & testam ^t			ter County was Sumoned to	
of Daniel Holland deceased				answer unto Philip Shapleigh
ag ^t				
John Steward	of the last will and Testament			

of Daniel Holland deceased in a plea that he render unto them the sume of four hundred pounds of tobacco which from them he unjustly deteineth

And whereupon the Said Philip and Joyce by Kenelm Cheseldyn their Attorney Say that whereas the said John Steward the 11th day of January in the yeare 1671 by his certaine writeing Obligatory Sealed with the Seale of the Said John here in Court produced whose date is the day and year abovewritten did bind himself his heirs executors and administrators to pay or cause to be paid unto the Said Daniell Holland of the same County his heirs executors or administrators the full and just quantity of foure hundred pounds of tobacco in caske due to be paid at or upon the tenth day of October next ensuing the date thereof at his Said dwelling plantacon notwithstanding which the said John the Said Summe of foure hundred pounds of tob^o according to the tenor of his Said bill hath not paid though often thereunto required to the Said Daniell in his life time nor to the Said Joyce while She was Sole nor to the Said Philip and Joyce Since espousalls executrix of the last will and Testament of the Said Daniell but the Same to pay altogether denies to the damage of the Said Philip and Joyce eight hundred pounds of tobacco & thereupon they bring their Suite.

p. 236

And the Said Philip and Joyce bring also here into Court the letters testamentary of the Said Daniell that it may appeare to the Court here that She is executrix of the Said will and thereupon to have administration

And the Said John Steward by Vincent Lowe his Attorney Saith that the plaintiffs abovesaid Ought not to have their action because that the Same day and yeare of makeing the writeing that is to Say the 11th day of January in the yeare of Our Lord God 1671 Daniell Holland by his certaine bill of acquittance which the def^t brings here into Court the date whereof is the Same day and yeare abovesaid he the Said Daniell Holland acquitted him the Said John Steward by the name of John Steward of all bills bonds and accompts what-

soever from the begining of the World until the day and date thereof *Liber M M*
and of this he putts himselfe on the Country.

And now here at this day to witt the 14th day of October in the
43th yeare of his Lopps Dominion &c Came the Said Philip and
Joyce by Kenelm Cheseldyn their Attorney and Offered themselves
against the Said John Steward of and upon the premisses but the
Said John came not but made default Therefore it is considered by
the Court here that the Said Philip and Joyce recover against the
Said John Steward aswell the Summe of foure hundred pounds of
tobacco the debt aforesaid as also the Summe of three hundred forty
foure pounds of tobacco for their costs and Charges in this behalfe
laid Out and the Said John in mercy &c.

John Shancks
ag^t
Edward Conery } in ejectm^t Nehemiah Blackistone the Ejector

By virtue of an Order of Court made the tenth day of february
1673 it was Comanded the Sheriff of S^t Maries County to empannell
and sweare twelve free and legall men of his County to enquire the
truth of the matter of the lands in question betweene the Said
Nehemiah Blackistone and Edward Connery and also to examine
and Sweare Such wittnesses as should be produced by the Said
parties to testifie in the same matter to the Said jury which jurors
are David Driver Peter Mills Richard fforster Jn^o Tennison John
Blackiston W^m Cole Michael Thompson Peter Pake Robert Cooper
Thomas Kirkley John Bullock and John Heard who being im-
pannelled Sumoned and Sworne upon their Oathes doe Say That
the bounds mentioned in M^r Nehemiah Blackistones deed made to
him from Thomas Gerrard Esq^r are the same bounds which were
the Same bounds of Robert Coopers Lease before and at the time
that Edward Connery had his deed from the Said Thomas Gerrard
Esq^r and agreeing to the plott drawne by Charles Boteler Deputy
Survey^r and the Same jurors upon their Oathes doe further Say That
they have directed M^r Charles Boteler Deputy Survey^r to runn two
lines upon the Said Conneryes land but cannot perfect the Survey by
reason that the bounds of Gerrard Brittons Land and M^r ffoxalls
land cannot be found as in the Said Edward Conneryes deed is
required.

Therefore it is Comanded the Same Sheriff that he cause to
come here to witt the 15th day of October in the 43th yeare of his
Lopps Dominion &c twelve &c who neither &c to recognize &c because
aswell &c.

Att which day came aswell the Said Nehemiah Blackistone and
the Said Edward Connery by their Attorneyes and the jurors of that
jury likewise Came likewise to witt Raymond Stapelfort James
Nutthall W^m Dunkerton Samuel Hatton Thomas Price Robert Hat- *p. 237*

Liber M M ton Abell James Thomas Griffin W^m Melton Robert Morgan Constant Daniell and Richard Bayly who being impannelled Sumoned and Sworne to Speake the truth upon their Oathes doe Say they find for the plaintiff Nehemiah Blackistone.

Therefore it is considered by the Court here that the Said Nehemiah Blackistone recover against the Said Edward Connery the Summe of two thousand foure hundred eighty and foure pounds of tobacco for his costs and Charges in this behalfe expended and the Said Edward in mercy.

Elizabeth Young }
ag^t } agreed.
W^m Smith }

W^m Worgan }
ag^t } Anthony Dawson late of Dorchester County
Anthony Dawson } otherwise called Anthony Dawson Carpenter of
the County of Dorchester in the Province of
Maryland was Sumoned to answer unto William
Worgan in a plea that he render unto him the Summe of foure thousand Seaven hundred and eightene pounds of tobacco which to him he oweth and unjustly deteineth.

Whereupon the Said William by Kenelm Cheseldyn his Attorney Saith that whereas the Said Anthony the Sixth day of January in the yeare 1673 did by his certaine writeing Obligatory Sealed with the Seale of the Said Anthony here in Court produced whose date is the Same day and yeare above written acknowledge himselfe to be holden and firmly bound unto the Said William Worgan of the same County and Province Inholder to him his heirs executors or administrators or certaine Attorney the full and just Summe or quantity of foure thousand Seaven hundred and eightene pounds of good Sound merchantable tobacco and caske according to Act of Assembly it being for a valuable Consideration, in hand already received by me thus to be paid at Some convenient place in little Choptanck River upon all demands and for the true performance of the Same he did bind himselfe his heirs executors adm^{rs} firmly by those presents notwithstanding which the Said Anthony the Said Summe of foure thousand Seven hundred and eightene pounds of tobacco according to the tenor of his Said bill hath not paid though often thereunto required but the Same to pay hitherto hath denied and as yet doth deny to the damage of the Said William 6000^l of tobacco and thereupon he bringeth his Suite

And the Said Anthony by John Rousby his Attorney Cometh and defendeth the force and injury when &c and prayes liberty of Speakeing hereunto untill the next Provinciaall Court and it is granted him the Same day is given to both parties.

Now here at this day to witt the 14th day of October in the 43th yeare of his Lopps Dominion &c Came the Said William by Kenelm

Cheseldyn his Attorney but the said Anthony Came not but made default therefore it is considered by the Court here that the Said William recover against the Said Anthony the Said Summe of foure thousand Seven hundred and eightene pounds of tobacco his debt aforesaid as also the Summe of four hundred pounds of tobacco for his Costs and Charges in this behalfe expended and laid Out and the Said Anthony in mercy &c. Liber M M

Demetrius Cartwright }
 ag^t } Ordered the attachm^t continued.
 John Watkins }

W^m Russell & Thomas Chandler } issue being joyned last Court and p. 238
 ag^t } this cause ordered for tryall this
 John Wells } Court and the plaintiffs not ap-
 peareing to make any further
 prosecution therein the cause dis-
 mist.

Mary Thomas }
 ag^t }
 John Allen }
 Charles Delaroch }
 ag^t }
 John Allen }
 the Same }
 ag^t }
 the Same }
 Ann Neale }
 ag^t }
 John Allen }
 John Dūston }
 ag^t }
 John Allen }

the def^t in these five causes being administrator
 of the estates of Severall persons and as yet not
 haveing accompted with the Comissary Ordered
 to be continued untill next Court.

Timothy Lindall } Philip Shapleigh late of S^t Maries County was
 ag^t } Summoned to answer unto Timothy Lindall of
 Philip Shapleigh } a plea that he render to him his reasonable ac-
 compt of the time wherein he was the receiver of
 the tobacco of him the Said Timothy which to
 him to render he Ought

And whereupon the Said Timothy by Robert Carville his Attorney Saith that whereas the Said Philip upon the two and twentieth day of february in the yeare of Our Lord 1670 was the receiver of the tobaccoes of him the Said Timothy and then received of Richard Keene by the Order and appointment of the Said Timothy Severall bills on Severall men to the value of 3640 ¹ tobacco which bills or

Liber M M tobacco he did engage himselfe his executors and adm^r to deliver to the aforesaid Timothy Lindall or his Order and to render a reasonable accompt thereof when he Should be thereunto required Yet neverthelesse the Said Philip though often thereunto required hath not rendred his reasonable accompt aforesaid to the Said Timothy but hitherto hath denyed and as yet doth deny to render the Same unto him whereupon he Saith he is dampnified and hath losse to the value of 6000 ^l tobacco and thereupon he bringeth his Suite

And the Said Philip by Kenelm Cheseldyn his Attorney Cometh and defend[eth] the force and injury when &c and prayes liberty of Speakeing hereunto untill the next Provinciaall Court and it is granted him.

Att which said court to witt the 12th day of May in the 42th yeare of his Lopps Dominion &c came the Said Timothy and Philip by their Attorneys and the Said Philip prayed further delay hereof untill the next Provinciaall Court and it is granted him

Att which said Court to witt the 12th day of May in the 42th yeare of his Lopps Dominion &c Came the Said Timothy and the said Philip by their Attornyes and the Court then Ordered that the debt accompt with the plaintiff and that Garrett Vansweringen and Robert Ridgely doe audite the accompts and make report thereof to the Court here at the next Provinciaall Court

p. 239 Now here at this day to witt the 13th day of October in the 43th yeare of his Lopps Dominion &c the Said Auditors doe report that they have audited the Said accompts in presence of the Attornyes of both Sides and doe report as followeth vizt that the defend^t Shapleigh Ought to deliver unto the plaintiff bills for three thousand Six hundred and forty pounds of tobacco uncanceled which he received of the plaintiff the 22th ffebruary 1670 or if he cannot deliver the Said bills then that the Said Shapleigh ought to pay the tobacco abovementioned to the Said Lindall according to a noate under the Said Shapleighs hand dated the 22th ffebruary 1670 and to them produced and by them Signed.

Therefore it is Considered by the Court here that the Said Timothy Lindall recover against the Said Philip Shapleigh aswell the Said Summe of three thousand Six hundred and forty pounds of tobacco the debt aforesaid as also the Summe of foure hundred thirty One pounds of tobacco for his costs and charges in this behalfe expended, and that upon payment of the Said tobacco the Said Philip may be impowered to recover the abovespecified bills.

Henry Aspinall	}	these two causes agreed.
ag ^t		
Stephen Murty		
John Browne		
ag ^t	}	
W ^m King		

Liber M M

Hugh Magarro	}	} these two causes continued untill next Court.
ag ^t		
Robert Doyne	}	
Daniel Jenifer		
ag ^t	}	
Jonathan Squire adm ^r		}
Jn ^o Morecroft.		

Vincent Elliott } Jeremiah Eaton late of Kent County otherwise
 ag^t } called Jeremiah Eaton of Kent County in the Prov-
 Jeremiah Eaton } ince of Maryland Merch^t was Sumoned to answer
 unto Vincent Elliott of a plea that he render unto
 him three thousand Seven hundred and ten pounds
 of tobacco in caske which to him he oweth & un-
 justly detaineth.

And whereupon the Said Vincent by Mathew Warde his Attorney
 Saith that whereas the Said Jeremiah upon the fifth day of August
 One thousand Six hundred Seventy two by his certaine bill in write-
 ing Sealed with the Seale of the Said Jeremiah and delivered as his
 Act and deed to the use of the Said Vincent and here in Court pro-
 duced whose date is the Same day and yeare aforesaid did bind
 himselfe his heirs execut^{rs} and administrators to pay or cause to be
 paid unto Vincent Elliott of the County of Baltemore in the Said
 Province of Maryland Boatwright his heirs executors administrators
 and assigns the just and full Summe of three thousand Seaven
 hundred and ten pounds of good Sound merchantable tobacco in
 caske qualified according to Act of Assembly and payable upon all
 demands after the tenth day of October next ensueing the date
 thereof at Some Convenient place in Kent County aforesaid Yet
 notwithstanding the Said Jeremiah the Said Summe of three thou-
 sand Seven hundred and ten pounds of tobacco to him the Said
 Vincent though often thereunto required according to the said bill
 hath not paid and contented but the Same to him to pay doth alto-
 gether deny and refuse whereupon he Saith he is dampnified and
 hath losse to the value of five thousand pounds of tobacco and
 thereupon he bringeth his suite.

p. 240

And the Said Jeremiah by Kenelm Cheseldyn his Attorney Cometh
 and defendeth the force and injury when &c and prayeth liberty of
 Speaking hereunto untill the next Court, the same day is granted
 both parties

Now here at this day to witt the 14th day of October in the 43th
 yeare of the Dominion of Caecilius &c Came the said Vincent Elliott
 by Mathew Warde his Attorney but the Said Jeremiah Eaton Came
 not but made default, therefore it is Considered by the Court here
 that the Said Vincent recover against the Said Jeremiah aswell the
 Said Summe of three thousand Seaven hundred and ten pounds of

Liber M M tobacco the debt aforesaid as also the summe of five hundred ninty five pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

John Nevill	}	this Suite abates the p ^t being deceased.
ag ^t		
John Desiardins		

Randolph Revell	}	George Johnson late of Somerset County otherwise called George Johnson of the County of Somersett planter was Sumoned to answer unto Randolph Revell of a plea that he render unto him the sume of foureteene hundred and One pounds of tobacco which to him he oweth and unjustly deteineth.
ag ^t		
George Johnson		

And whereupon the Said Randolph by John Rousby his Attorney Saith That whereas the Said George upon the fiftenth day of August in the yeare of Our Lord 1670 by his certaine bill Obligatory Sealed with the Seale of the Said George and herein Court produced whose date is the Same day and yeare did bind himselfe his heirs executors and adm^{rs} to pay or cause to be paid unto the Said Randall his heirs execut^{rs} administrat^{rs} assignes or lawfull Attorney the Summe and just quantity of foureteene hundred and One pounds of good Sound merchantable tobacco and caske upon demand at or before the tenth day of October then next ensueing which said Sume of foureteene hundred and One pounds of tobacco the Said George although often demanded hath not hitherto paid or Satisfied according to the Said bill but the same to him the said Randall to pay or Satisfie hath denied & doth Still deny and refuse whereupon he Saith he is dampnified and hath losse to the value of two thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said George by Robert Carvile his Attorney Cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court and the same day is given to both parties.

Now here at this day to witt the Sixteenth day of October in the 43th yeare of his Loppes Dominion &c Came the said Randall Revell by John Rousby his Attorney and the said George Johnson by Robert Carvile his Attorney and the said George Saith that Since the Sealeing of the Said bill he the Said George hath paid to the said Randall in part of the said fourteen hundred and One pounds of tobacco the summe of two hundred fifty Seaven pounds of tobacco but as to eleaven hundred forty foure pounds of tobacco residue of the said Summe of foureteene hundred and One pounds of tobacco he Saith nothing in barre of the Said action of the aforesaid Randall by which the Said Randall remaineth against the said George thereupon undefended

Therefore it is considered by the Court here that the said Randall **Liber M M**
 recover against the said George aswell the Said Summe of eleaven
 hundred forty foure pounds of tobacco the residue of the debt afore-
 said as also the summe of pounds of tobacco for
 his Costs and charges in this behalfe expended and laid Out and the
 said George in mercy &c.

John Quigley	}	these two causes continued untill next Court by con- sent of the Attornyes of both sides.
ag ^t		
James Berry		
John Quigley		
ag ^t		
W ^m Berry		

Thomas Abbott	}	Henry Turner late of Dorchester County other- wise called Henry Turner of the County of Dor- chester and province of Maryland was Sumōned to answer unto Thomas Abbott in a plan that he render unto him the Summe of eleaven hundred pounds of tobacco which to him he oweth and un- justly deteineth
ag ^t		
Henry Turner		

And whereupon the Said Thomas Abbott by Kenelm Cheseldyn
 his Attorney Saith that Whereas the Said Henry the eighteenth day of
 June Annoq̄ Dom̄ 1673 did by his certaine writeing Obligatory
 Sealed with the Seale of the Said Henry here in Court produced whose
 date is the Same day and yeare abovewritten acknowledge himselfe
 to Owe & Stand indebted unto the Said Thomas Abbott of the
 Same County and Province aforesaid in the full and just Summe of
 eleaven hundred pounds of good Sound merchantable tobacco in
 caske according to the Act of Assembly which Said tobacco is to
 be paid at or upon the tenth day of October next ensueing the date
 thereof in Some convenient place in Little Choptanck it being for
 a valuable consideration already in hand received by him the said
 Turner and to the good meaneing and true performance of the afore-
 said premisses he the Said Henry Turner did bind himselfe his
 heirs executors administrators firmly by those presents Notwith-
 standing which the Said Henry the Said Summe of eleaven hundred
 pounds of tobacco according the the tenor of his Said bill though
 often thereunto required hath not paid but the Same to pay hath
 altogether denyed and Still doth deny to the damage of the Said
 Thomas Abbott two thousand pounds of tobacco and thereupon he
 bringeth his Suite.

And the Said Henry Turner by Vincent Lowe his Attorney Cometh
 and defendeth the force and injury when &c and prayeth liberty of
 Speakeing hereunto untill this Court and it is granted unto him and
 the Same day is given to both parties.

Liber M M Now here at this day to witt the Sixteenth day of October in the 43th yeare of his Lo^{pps} Dominion &c Came the Said Thomas Abbott by Kenelm Cheseldyn his Attorney but the Said Henry Came not but made default. Therefore it is considered by the Court here that the Said Thomas Abbott recover against the Said Henry Turner aswell the Summe of eleaven hundred pounds of tobacco the debt aforesaid as also the Summe of foure hundred & Sixteene pounds of tobacco for his costs & charges in that behalfe laid Out.

p. 242 Nathaniel Garrett

ag^t

W^m Claw & John Smallpeece
executors of Jn^o Reynolds

} William Claw and John Smallpeece
late of S^t Maries County executors
of the last will and Testament of John
Reynolds deceased were Summoned to
answer unto Nathaniel Garrett in a
plea that they render unto him the
Summe of fifteene hundred ninty Six
pounds of tobacco which from him
they unjustly detain

And whereupon the Said Nathaniel by Kenelm Cheseldyn his Attorney Saith that whereas the Said John Reynolds in his life time the 27th day of March in the yeare 1672 did by his certaine writeing Obligatory Sealed with the Seale of the Said John here in Court produced whose date is the Same day and yeare abovewritten acknowledge himselfe holden and firmly bounden unto the Said Nathaniel Garrett in the full and just Summe of fifteen hundred ninty Six pounds of tobacco Sound and merchantable in caske to be paid at Some convenient place in the County aforesaid at or before the tenth day of October next ensueing the date thereof and to the which payment thereof well and truly to be paid unto the Said Nathaniel his heirs or assignes Notwithstanding which the Said John Reynolds the Said Summe of fifteene hundred ninty Six pounds of tobacco according to the tenor of his Said bill in his life time hath not paid to him the said Nathaniel nor the Said William Claw and John Smallpeece executors of the last will and Testament of the Said John Reynolds Since his death though often thereunto required but the Same to pay hath & Still doth deny to the damage of the Said Nathaniel three thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said W^m Claw and John Smallpeece by Robert Carvile their Attorney cometh and defendeth the force and injury when &c and pray liberty of Speakeing hereunto untill the next Provinciall Court and it is granted them the Same day is given to the Said Nathaniel likewise.

Now here at this day to witt the sixteenth day of October in the 43th yeare of his Lo^{pps} Dominion &c Came the Said Nathaniel Garrett by Kenelm Cheseldyn his Attorney and the Said W^m and

Liber M M

Thomas Gibson Lessee of W ^m Russell ag ^t James Neale & Anna his wife	}	This action of ejectment being commenced by the Said Thomas Gibson as Lessee to the Said W ^m Russell ag ^t Ar- thur Turner the casual ejector and James Neale and Anne
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p. 243

Liber M M be held at the Citty of S^t Maries the eighth day of December next attested under the hand and Seale of the Said Surveyour Generall or his Deputy as aforesaid as of the Said Sheriff and the jurors That So his Lopps justices here being fully informed of the truth of the premisses may doe herein as to justice Shall appurteine.

John Manning } George Lordman late of Calvert County planter
ag^t. } otherwise called George Lordman of Talbott
George Lordman } County planter was Summoned to answer unto
John Manning of a plea that he Keepe with him
the Covenant betweene them made according to the forme force and
effect of a certaine writeing thereof betweene them made.

And whereupon the Said John by George Parker his Attorney Saith that whereas the aforesaid George Lordman by a certaine writeing made the Six and twentieth day of January in the yeare of Our Lord God One thousand Six hundred Seventy two Sealed with the Seale of him the Said George and here in Court produced whose date is the Same day and yeare first abovewritten did Covenant and agree to and with the Said John to Serve him faithfully in all things what the Said Manning Shall imploy him from the day of the date of the Said writeing untill the last day of November next ensuing the date thereof as by the Said writeing it doth and may move fully appeare And the Said John in fact Saith that the aforesaid George did not Serve him faithfully in all things untill the last day of November aforesaid as by the abovesaid writeing he is engaged although often thereunto required But him the said John to Serve he hath denyed and Still doth deny to the great damage of the Said John whereupon he Saith he is dampnified and hath losse to the value of three thousand pounds of tobacco and there upon he brings his Suite.

And the Said George by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court and it is granted him the Same day is given to both parties

p. 244 Now here at this day came the said John by his Attorney to witt the Sixteenth day of October in the 43th yeare of his Lopps Dominion &c and offered himselfe against the Said George but the Said George came not but made default. Therefore it is considered by the Court here that the Said John Manning recover against the Said George Lordman his damages for the trespass aforesaid together with the quantity of pounds of tobacco for his costs of Suite.

John Manning } George Lordman late of Calvert County planter
ag^t. } otherwise called George Lordman of Talbott
George Lordman } County planter was Summoned to answer unto
John Manning of a plea that he render unto him

the just Summe of five hundred pounds of good Sound tobacco and caske which he oweth and unjustly deteineth. Liber M M

And whereupon the Said John Manning by George Parker his Attorney Saith that whereas the Said George the nine and twentieth day of January in the yeare of Our Lord One thousand Six hundred Seventy & two by his certaine bill Obligatory Sealed with the Seale of the Said George and here in Court produced whose date is the Same day & yeare first abovementioned did bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be paid unto the said John his heirs execut^{rs} adm^{rs} or assignes the just Summe of five hundred pounds of good Sound tobacco and caske to be paid On the Clifts at or upon the tenth day of October next ensueing the date of the Said bill Notwithstanding the Said George the Said Summe of five hundred pounds of tobacco to him the Said John hath not paid although often thereunto required but the same to pay hath refused and still doth refuse whereupon he Saith he is dampnified and hath losse to the value of One thousand pounds of tobacco and thereupon he bringeth Suite

And the Said George by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Court and it is granted him the Same day is given to both parties.

Now here at this day to witt the Sixteenth day of October in the 43th yeare of his Lopps Dominion &c Came the Said John by his Attorney but the Said George Came not but made default therefore it is considered by the Court here that the Said John Recover against the Said George Lordman aswell the said Summe of five hundred pounds of tobacco the debt aforesaid as also the Summe of

pounds of tobacco for his costs of Suite in this behalfe laid Out and expended.

Edward Armstrong	} the Sheriff of Somersett County amerced 40 ^s
ag ^t	
John Anderson	} the def ^t not appeareing by himselfe or Attorney

Walter Carr	} John Russell late of the Clifts in Calvert County
ag ^t	
John Russell	} planter otherwise called John Russell of Calvert
	} County in the Province of Maryland planter was
	} Sumōned to answer unto Walter Carr in a plea that
	} he render unto him eighteene thousand and twenty
	} pounds of good Sound well conditioned merchantable tobacco and
	} caske to containe the same which to him he oweth and unjustly
	} deteineth.

And whereupon the said Walter Carr by George Parker his At-

Liber M M torney Saith that whereas the Said John Russell the fourth day of
May in the yeare of Our Lord God One thousand Six hundred
p. 245 Seventy & two by his certaine writeing Obligatory Sealed with the
Seale of the said John and here in Court produced whose date is the
day and yeare first abovewritten was held and firmly bound to
Walter Carr of Ann Arrundell County planter in eighteene thousand
and twenty pounds of good sound well conditioned merchantable
tobacco and caske to containe the same To be paid to the Said Water
Carr or to his certaine Attorney his executors adm^{rs} or assignes To
w^{ch} payment well and truly to be made and done he the said John
did bind himselfe his executors and administrators firmly by those
presents Notwithstanding which the Said John the Said eighteene
thousand and twenty pounds of tobacco to the said Walter though
often thereunto required hath not paid according to the tenor of the
Said writeing but the same to pay hath refused and as yet doth refuse
whereof the Said Walter Saith he is worse and hath damage to the
value of twenty thousand pounds of tobacco & thereupon he bringeth
his Suite.

And the aforesaid John by Thomas Bland his Attorney doth come
and defend the force and and injury when &c. and prayeth heareing
of the writeing aforesaid and it is read unto him he prayeth also the
heareing of the Condition of the Said writeing aforesaid and it is
read unto him in these words The Condition of this Obligation is
Such That if the abovebounden John Russell his heirs executors
adm^{rs} and assignes or any of them shall and doe well and truly pay
or cause to be well and truly paid unto the abovenamed Walter Carr
or to his certaine Attorney his executors adm^{rs} and assignes the full
and just quantity of nine thousand and ten pounds of good Sound
well conditioned merchantable leafe tobacco in caske upon the tenth
day of November now next ensueing the date abovewritten in some
convenient place upon the Clifts abovesaid without any fraud or
further delay that then this present abovewritten Obligation shall
be void and of none effect otherwise to stand and remaine in full
force Strenght and Virtue. which being read and heard the Said
John prayeth liberty of Speakeing hereunto untill the next Provin-
ciall Court and it is granted him the same day is given to both parties.

Now here at this day to witt the 14th day of October in the 43th
yeare of his Lopps Dominion &c Came the said Walter and John
by their Attornyes and the Said John Saith Nothing in barr of the
action aforesaid of him the Said Walter Therefore it is considered
by the Court here that the said Walter Carr recover against the said
John Russell aswell the Summe of nine thousand and ten pounds of
tobacco the debt aforesaid as also the summe of Seven hundred fifty
nine pounds of tobacco for his costs and charges in this behalfe
laid Out. and the said John in mercy &c.

Daniel Jenifer
 ag^t
 John Cheyney & ux } John Cheyney and Jane his wife administratrix Liber M M
 of the goods and Chattells rights and Creditts
 of Henry Hough her late husband deceased
 were Sumoned to answer unto Daniel Jenifer
 in a plea that they render unto him 4000 ^l of
 tob^o which from him they unjustly deteine.

And whereupon the said Daniel by Robert Carvile his Attorney
 Saith that whereas the said Henry by the name of Henry Hough
 of Calvert County in the Province of Maryland Chirurgion upon
 the 29th day of August in the 39th yeare of the Dominion of Caecilius
 & Annoq^{ue} Domⁱⁿⁱ: 1670 by his certaine writeing Obligatory Sealed
 with the Seale of him the Said Henry and here in Court produced p. 246
 whose date is the day and yeare abovesaid did confesse and acknowl-
 edge himselfe to Owe and Stand indebted unto the said Daniel the
 full and just Sum^e of foure thousand pounds of good Sound mer-
 chantable tobacco & caske to be paid to the said Daniel in Some
 convenient place or places in Calvert County before or upon the tenth
 day of November which should be in the yeare of Our Lord 1671
 To the which payment well and truly to be made he the said Henry
 did bind himselfe his heirs and executors firmly by those presents
 Yet notwithstanding the said Henry in his Life tyme nor the said
 Jane Since the death of the Said Henry to whom adm^{con} of all and
 Singular the goods and Chattels rights & Creditts that were his the
 said Henryes at the tyme of his death were by the Hon^{ble} Philip Cal-
 vert Esq^{ue} Cheife judge for probate of Wills and granting of adminis-
 trations within the said Province in due forme of Law comitted
 whilst the Said Jane was Sole nor the said John Cheney and Jane
 his wife Since their intermarriage have Satisfied and paid the said
 Sum^e of 4000^{li} of tobacco to him the Said Daniel according to the
 said writeing Obligatory though often thereunto requested But the
 Said John Cheyney and Jane his wife have hitherto denyed and
 refused to pay the same & the same Still to pay doe deny and refuse
 to the damage of the said Daniel 6000 ^l tobacco & thereupon he
 bringeth his suite &c.

And the Said John and Jane by George Parker their Attorney
 come and defend the force and injury when &c and pray liberty of
 Speakeing hereunto untill the next Provinciaall Court. and it is
 granted unto them the same day is given to the Said Daniel

Now here at this day to witt the 16th day of October in the 43th
 yeare of the Dominion of Caecilius &c came the said Daniel by
 Robert Carvile his Attorney and Offered himselfe against the Said
 John and Jane but the said John and Jane came not but made de-
 fault Therefore it is considered by the Court here that the said
 Daniel recover against the said John Cheney and Jane his wife
 adm^{rx} of the Said Henry Hough of the estate of the Said Henry
 aswell the said Summe of foure thousand pounds of tobacco the

Liber M M debt aforesaid as also the Summe of five hundred Sixty Seaven pounds of tobacco for his costs and charges in this behalfe laid Out.

Daniel Jenifer	}	John Pott late of Calvert County otherwise called
ag ^t		John Pott of the County of Calvert was Sumoned to
John Pott		answer unto Daniel Jenifer Gent of a plea that he
		render unto him the sume of Seaven hundred forty
		two pounds of tobacco which to him he Oweth and
		unjustly deteineth

And whereupon the Said Daniel by Robert Carville his Attorney Saith that whereas the said John upon the 15th day of December in the 36th yeare of the Dominion & Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1668 by his certaine writeing Obligatory Sealed with the Seale of him the said John & here in Court produced whose date is the day and yeare aforesaid did confesse and acknowledge himselfe holden & firmly bounden to the Said Daniel in the full and just Summe or quantity of 742 1st pounds of good Sound merchantable tobacco in caske being for accomodations received at his house to be paid to the said Daniel upon demand Yet the said John the said Summe of 742 1st to^{be} to him the said Daniel according to the Said writeing Obligatory though thereunto often requested hath not hitherto paid but the same as yet to pay doth deny and refuse to the damage of the said Daniel 1200 1st to^{be} and thereupon he bringeth his Suite.

And the Said John Pott by Thomas Bland his Attorney doth come & defend the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court and it is granted him the Same day is given to both parties.

p. 247 Now here at this day to witt the Sixteenth day of October in the 43th yeare of the Dominion of Caecilius &c came the Said Daniel by Robert Carville his Attorney and offered himselfe against the said John in the plea aforesaid but the Said John came not but made default. Therefore it is considered by the Court here that the Said Daniel Jenifer recover against the said John Pott aswell the Summe of Seaven hundred forty two pounds of tobacco the debt aforesaid as also the sume of five hundred Sixty Seaven pounds of tobacco for his costs and charges in that behalfe laid Out and expended and the Said John in mercy.

Benjamin Rozer	}	Thomas Witter late of Charles County Planter
ag ^t		was attached to answer unto Benjamin Rozer Gent
Thomas Witter		One of the Attornyes of the Provinciaall Court according to the liberties and priviledges &c used and
		allowed of a plea wherefore by force and armes
		the close and tobacco house of him the said Benjamin
		at Portobacco in Charles County aforesaid he did breake and
		two hogesheads of tobacco in the Said Tobacco house lyeing of the

price of Six pounds of the goods of the Said Benjamin did take away and Sell and the monyes thereof comeing did convert to his owne use to the great damage of the Said Benj^a and against the Peace &c. Liber M M

And whereupon the Said Benjamin in his proper person complaineth that the aforesaid Thomas the Sixteenth day of April in the 42th yeare of the Dominion of Caecilius &c Annoq³ Dom³ 1674 by force and armes the Close and tobacco house of him the Said Benjamin at Portobacco in Charles County aforesaid he did breake and two hdds of tobacco of the said Benjamins in the Said tobacco house lyeing marked B. numbred 5 & 6 and conteinyng eight hundred and eighty pounds of tobacco of the price of Six pounds Sterling did take away and Sell and the monyes thereof comeing to his owne use did convert and other enormities to him did then & there doe to the damage of the Said Benjamin three thousand pounds of tobacco & ag^t the Peace &c and thereupon he bringeth his Suite.

And the Said Thomas by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and Saith he is in no wise guilty of the trespas above against him complained off and of this he putts himselfe upon the Country and the Said Benjamin likewise therefore it is Comanded the Sheriff of S^t Maries County that he cause to come here twelve &c who neither &c to recognize &c because aswell &c.

Att which day to witt the Sixteenth day of October in the 43th yeare of his Lopps Dominion &c came the Said Benjamin by Robert Ridgely his Attorney and the Said Thomas Witter by Robert Carvile his Attorney and the jurors of that jury likewise came to witt John Wright Cornelius Corneil Joseph Alvey Curtis ffletcher John Barnes, John Askin John Ingram John Waters John Wells George Godfry W^m Keene and Thomas Evans who being impannelled Summoned and Sworne to Speake the truth in the p^rmisses upon their Oathes doe Say that they find for the defendant Therefore it is considered by the Court here that a non suite be awarded against the plaintiff and that the def^t recover against the plaintiff the Summe of nineteen hundred Seventy nine pounds of tobacco for his costs and charges in this behalfe Sustained and the Said Benjamin in mercy for his false claime.

James Nutthall	} It was Comanded the Sheriff of S ^t Maries County	p. 248
ag ^t		
Marke Cordea	} that he cause to come here twelve good and lawfull	
	men of this Province to enquire what damages the	
	said James hath sustained by Occasion of a cer-	
	taine by him the said Marke Cordea done & comitted	
	by unjust deteineing of One negroe man whereof	
	he is convict	

Now here at this day to witt the sixteenth day of October in the 43th yeare of his Lopps Dominion &c came the said James by Kenelm

Liber M M Cheseldyn his Attorney and the said Marke Cordea by Robert Carvile his Attorney and the jurors of that jury likewise came to witt John Wright Philip Lynes Cornelius Corneil Joseph Alvey Curtis ffletcher John Barnes Jn^o Askin John Ingram John Hartwell John Waghop John Waters and John Wells who being impannelled summoned and sworne to say the truth in the premisses upon their Oathes doe say that they find for the plaintiff three thousand pounds of tobacco damage therefore it is considered by the Court here that the said James recover against the said Marke Cordea the said sume of three thousand pounds of tobacco damages with costs of Suite.

Lord Proprietary	}	Continued untill next Court.
ag ^t		
Luke Barbier		

John Waghop being impannelled summoned and sworne upon the writt of enquiry of damages betweene James Nutthall plaintiff & Marke Cordea def^t and not being present at the delivery of the
 fine 500^t verdict fined 500 ^{tob}.

Walter Rowles	}	Owen Howel late of S ^t Maries County otherwise called Owen Howel of S ^t Maries County in the Province of Maryland Cooper was summoned to answer unto Walter Rowles of a plea that he render unto him One thousand and twelve pounds of tobacco & caske which to him he oweth & unjustly deteineth
ag ^t		
Owen Howell		

And whereupon the said Walter by Mathew Warde his Attorney saith that whereas the said Owen upon the tenth day of June One thousand six hundred and seventy by his certaine bill in writeing sealed with the seale of the said Owen and delivered as his act and deed to the use of the said Walter & here in Court produced whose date is the same day & yeare aforesaid did bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be paid unto Walter Rowles of the County & Province aforesaid Taylor his heirs executors adm^{rs} or assignes or to his Attorney in his behalfe the full and just Summe of One thousand and twelve pounds of tobacco & caske according to the Act of Assembly to be paid in some convenient place in S^t George River at or before the tenth day of October next ensuing the date thereof Yet notwithstanding the said Owen the said sume of One thousand and twelve pounds of tobacco to him the said Walter though often thereunto required according to the said bill hath not paid & contented but the same to him to pay doth altogether deny and refuse whereupon he saith he is dampnified and hath losse to the value of two thousand pounds of tobacco & thereupon he bringeth Suite

And the said Owen by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and prayeth liberty of speakeing hereunto untill next Provinciaall Court and it is granted him the same day is given to both parties. Liber M M

Att which day to witt the sixteenth day of October in the 43th yeare of his Lopps Dominion &c came the said Walter by Mathew Warde his Attorney and offered himselfe against the said Owen in the plea aforesaid and the said Owen likewise came in his proper person and saith nothing in barr of the action aforesaid of him the said Walter Therefore it is considered by the Court here that the said Walter recover against the said Owen the said Summe of One thousand and twelve pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco for his costs and charges in this behalfe laid Out and expended. p. 249

Charles Calvert Esq ^r ag ^t Thomas Taillor Esq ^r	}	Memorandum that this Court to witt the 18 th day of April in the 42 th yeare of the Dominion of Caecilius &c Annoq ^{ue} Dom ⁱⁿⁱ 1674 came the Hon ^{ble} Charles Calvert Esq ^r Cheife justice of the said Court by Robert Ridgely his Attorney and exhibiteth here into Court his certaine bill against Thomas Taillour Esq ^r One of the justices of the said Court in a plea of trespas upon the case.
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And whereupon the said Charles Calvert by Robert Ridgely his Attorney complaineth that whereas the said Thomas was indebted to the said Charles in the Summe of twenty nine pounds seven shillings sterling mony and being so indebted the said Thomas did in consideration thereof On the 12th day of April in the 41th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1673 draw One bill of exchange according to the Custome of Merchants and signed with the proper hand of the said Thomas and directed to One John Harris of London merchant for the payment of the said twenty nine pounds seven Shillings Sterling at twenty dayes Sight to the said Charles or his Order and the said Thomas did then and there assume upon himselfe and to the said Charles did faithfully promise that if the said John Harris the twenty nine pounds Seaven shillings sterling to him the said Charles or his Order should not well & truly pay according to the tenor of the said bill of Exchange that he the said Thomas would well and truly pay the same when thereunto required And the said Charles in fact saith that on the 30th day of June 1673 he did order the said bill of exchange by an indorsment On the back-side thereof according to the custome of merchants under the proper hand of him the said Charles to be paid by the said John Harris unto M^r Daniel Arthur or his Order and that the said Daniel Arthur on the 29th day of the month of December Annoq^{ue} Domⁱⁿⁱ 1673 and

Liber M M in the 25th yeare of the Reigne of Our Sovereigne Lord Charles the 2^d by the Grace of God King of England Scotland France & Irland Defendour of the ffaith &c by W^m Scorey Notary and Tabellion Publique by authority of Our Said Sovereigne Lord the King admitted and Sworne dwelling in London aforesaid did Shew and exhibite the said bill of exchange abovementioned unto the said John Harris unto whom the same was directed in Person askeing him if he would pay the summe of twenty nine pounds seaven shillings sterling therein mentioned, whereupon the said M^r John Harris answered that he would not pay the said summe which being by the Said Notary heard he did Solemnly protest and doe protest by those presents at the request of the said Daniel Arthur aswell against the said Thomas Taillour Drawer of the said bill of Exchange as all others whom it did or might concerne of exchange & reexchange and of all costs damages & interests for want of paym^t of the said summe suffered and susteined and thereafter to be suffered on and susteined to be all recovered in time and place convenient all which the said W^m Scorey Notary and Tabellion publique admitted & sworne as aforesaid because he was present & did see heare and Know all the said things acted and done as they are before recited the day yeare and place aforesaid did therefore to a certaine Instrument of protest subscribe his name & putt to his wonted & accustomed

p. 250 seale of Office being requested to testifie & certifie the p^rmisses which said Instrument of Protest is by the said Charles here in Court produced notwithstanding which the said Thomas little regarding his promise & assumption so as aforesaid made but plotting and fraudulently intending him the said Charles in this behalfe craftily and subtilly to deceive & defraud the said twenty nine pounds seaven shillings sterling to him the said Charles hath not paid though he hath beene often thereunto required but doth utterly refuse and deny to pay the same by which the said Charles the whole profit gaine & advantage which he with the said twenty nine pounds seaven shillings sterling if it had beene paid to him according to the promise & assumption of the said Thomas in that behalfe made by buying selling & lawfull bargaining with the same might have had and gained is now totally lost & deprived of whereupon he saith he is the worse and hath damage to the value of One hundred pounds sterling. and thereupon he bringeth his Suite.

And the aforesaid Thomas by Robert Carville his Attorney cometh & defendeth the force and injury when &c and prayeth heareing of the Said bill of exchange and it is read unto him he also prayeth heareing of the protest of the Said bill of exchange and it is read unto him in these words following Vizt By this Publique Instrument of Protest Bee it Knowne & manifest unto all people that On the 29th day of the month of December Anno Domⁱ 1673 & in the 25th yeare of the Reigne of Our Sovereigne Lord Charles the Second by the

Grace of God King of England Scotland France and Ireland De- Liber M M
 fendor of the faith &c Att the request of M^r Daniel Arthure of
 London Merchant of I W^m Scorey Notary & Tabellion Publique by
 authority of Our Said Soveraigen Lord the King admitted and
 Sworne dwelling in London aforesaid did Shew and exhibite the
 Originall bill of exchange whereof the Coppy is abovewritten unto
 M^r John Harris unto whom the Same is directed in person askeing
 him if he would pay the Summe of twenty nine pounds Seaven Shil-
 lings Sterling therein mentioned whereupon the Said M^r John Harris
 answered that he would not pay the Said Summe which being by me
 Notary heard I did Solemnly protest and doe protest by these pres-
 ents at the request aforesaid aswell against Thomas Taillour Drawer
 of the Said bill of exchange as all others whom it doth or may con-
 cerne of exchange and reexchange & of all costs damages and inter-
 ests for want of payment of the Said Summe Suffered & Sustained &
 hereafter to be Suffered and Sustained to be all recovered in time &
 place convenient Thus was this done and protested in London afore-
 said in the presence of Josiah Jones and John Pakeman witnesses,
 which being read and heard the Said Thomas Taillour Saith nothing
 in barre of the action aforesaid of him the Said Charles Therefore
 it is considered by the Court here that the said Charles recover
 against the Said Thomas the Summe of twenty nine pounds Seaven
 Shillings the debt foresaid together with the sume of Seaven pounds
 Six Shillings nine pence for his damages and also the Summe of Six
 hundred Sixty Seaven pounds of tobacco for his Costs and charges
 in this behalfe laid Out and expended.

Thomas Taylor } Memorandum That at this Court to witt the 18th
 ag^t } day of April in the 42th yeare of the Dominion of
 George Parker } Caecilius &c Annoq; Dom 1674 Came Thomas
 Taylor Gent High Sheriff of the County of Dor-
 chester by Robert Ridgely his Attorney and exhibiteth here into p. 251
 Court his certaine Bill against George Parker Gent One of the At-
 tornyes of this Court in a plea of trespass upon the case

And whereupon the Said Thomas Taylor by Robert Ridgely his
 Attorney Saith that whereas the Said Thomas is & alwayes hath
 been a true and faithfull man to the Right Hon^{ble} the Lord Pro-
 prietary and as a true and faithfull man unto his Said Lopp with-
 out any crime of falsity deceit extortion perjury or of any other
 hurtfull crime from the time of his comeing this Province hitherto
 he hath governed & behaved himselfe & of Such unblemished honesty
 & conversation hath beene reputed & taken amongst all the Inhabi-
 tants of this Province unspotted of any wicked Crime of falsity
 deceit extortion Pjury or of any hurtfull Crime whatsoever & So
 for the whole time aforesaid was reputed as also with the Said Lord
 Proprietary was So taken & adjudged & thereupon in divers weighty

Liber M M and difficult buisnesses of the Said Lord Proprietary was used & imployed in And the Said Lord Proprietary reposeing especiall trust & confidence in the honesty faithfulness & integrity of him the Said Thomas on the first day of May in the 41th yeare of the Dominion of his Said Loꝛp Annoꝝ Doñ 1673 by his Coñmission under the Lesser Seale of the Said Province did constitute & appoint the Said Thomas to be High-Sheriff of his Loꝛps Said County of Dorchester & the Said Thomas was duly Sworne for the true & just execution of the Said Office & the Same day gave bond to the Said Lord Proprietary in the Summe of two hundred thousand pounds of tobacco for the true & just execution thereof in all things that appurteined to the Said Office of Sheriff of the Said County of Dorchester according to the best of his Skill power & Knowledge By virtue of which Said Coñmission from his Said Loꝛp to him the Said Thomas to be High Sheriff of the Said County of Dorchester & the Said Thomas being duly Sworne & giveing bond as aforesaid the Said Thomas the first day of May in the yeare aforesaid did begin to execute the Said Office of Sheriff of the Said County of Dorchester and in the Same Office by the Grace and favour of the Said Lord Proprietary to this day hath continued & hath duly executed all proces warrants & writts & hath done & performed all other matters to the Said Office of Sheriff appurteineing in the Said County of Dorchester honestly & faithfully & according to the best of his Skill power & Knowledge & according to his Oath in y^t behalfe taken, & his bond to the Said Lord Proprietary given as aforesaid & also the Said Thomas by reason of his honest & faithfull dischargeing of the Said Office with his Excellency Charles Calvert Cap^t Gen^l & Cheife Governour of this Province & also with all the Councillors & justices of the Said Lord Proprietary within this Province & also with all the great & eminent persons within this Province & with all other the Inhabitants of this Province whatsoever State or condition for the whole time aforesd as Such a true & faithfull man to the Said Lord Proprietary as is aforesaid from whatsoever crime of falsity deceit perjury extortion or bribery in the execution of his Said Office hath beene accepted & taken to be unspotted & untouched Yet the aforesaid George Parker not ignorant of the premisses & designing to take away the good name fame & reputacōn of him the Said Thomas as also to bring him within the danger of forfeiting his said bond of two hundred thousand pounds of tobacco So passed as aforesaid by him the said Thomas to the Said Lord Proprietary for the true & faithfull execution of the Office of Sheriff of the County of Dorchester aforesaid & also to bring him the said Thomas in the Opinion of the Said Cap^t Generall Councillours & justices & all other the great & eminent Persons of this Province and with all other the Inhabitants of the Said Province to be a perjured person, a retarder of justice, a taker of Bribes, to delay

the execution of his Office, the Said George of his owne P^rverse Liber M^m malicious & wicked will plotting and contriveing him the Said Thomas of Such his creditt, estate, honesty, & reputation to deprave & also to bring him the Said Thomas within the danger of forfeiting his Said bond & looseing of his Office aforesaid Att a Provinciall Court of the Said Lord Proprietary held at the City of S^t Maries the 15th day of April in the 42th yeare of the Dominion of his Said L^opp Anno^o Domⁱ 1674 before his Said Excellency the Cap^t Generall Cheife justice of the Said Court & other his Associates justices of the Said Court the Said George falsely, maliciously Subtily and wickedly in the Open Court of the Said Lord Proprietary in the presence and heareing of the Said Cap^t Generall & cheife justice of the Said Court & others his Associates justices of the Said Court & of other Officers & Ministers of the Said Court & also in the presence & heareing of a great multitude of the Inhabitants of the Said Province at the said Provinciall Court being present attending the Said Court of the Said Lord Proprietary about their Severall affaires these false Scandalous words of the Said Thomas the Said George (with a loud & audible Voice) did Speake pronounce publish & declare to wit That to his Knowledge (meaneing the Knowledge of the Said George) Severall writts (meaning Severall writts Sealed with the Seale of the Said Lord Proprietary and to the Said Thomas directed as he was his Said L^opps Sheriff of his Said County of Dorchester) came to M^r Taylors hands (meaning to the hands & possession of the Said Thomas Taylor in due time) which he (meaning him the Said Thomas) might have Served, & he (meaning him the Said Thomas) refused it (meaning he refused & delayed to execute them) By reason of which Said false Scandalous & malicious words the Said Thomas is not only much greived, troubled vexed & perplext in his mind but also is brought in danger of forfeiting the Said bond So entred into for the true & faithfull execution of the Said Office of Sheriff of the Said County as aforesaid but also the Said Thomas is brought into Very great distrust & infamy aswell with the Said Lord Proprietary & his Cap^t Gen^l & Councill aforesaid as with all other the justices Officers & great & eminent persons within this Province & with all other the Inhabitants of this Province To the damage of him the Said Thomas two hundred thousand pounds of tobacco & thereupon he bringeth his Suite.

And the Said George by Kenelm Cheseldyn his Attorney doth come and defend the force & injury when &c and Saith he is not guilty of the premisses in manner & forme as the Said Thomas above in his declaration hath declared against him & of this he putts himselfe upon the Country.

Now here at this day to w^{it}t the 16th day of October in the 43th yeare of his L^opps Dominion &c Came the Said George by his Attorney to defend the force & injury aforesaid but the Said Thomas

Liber M M to prosecute the plaint aforesaid came not Therefore it is considered by the Court here that a non suite be awarded against him and that the Said George recover against the Said Thomas the summe of Six hundred forty two pounds of tobacco for his costs & charges in this behalfe laid Out and expended and the Said Thomas in mercy.

p. 253 Walter Tucker & Comp^a p^{ts} } Comānd was given to the Sheriff of
 ag^t W^m Dunkerton def^t } Cecil County y^t he take W^m Dunkerton
 Walter Tucker & Comp^a & } late of Cecil County & him
 Samuel Tucker } Safely Keepe So that he have his
 ag^t } body before the justices of the Pro-
 W^m Dunkerton } vinciall Court to be held at the City
 Richard Hallett } of S^t Maries the thirteenth day of
 ag^t } October instant to render unto the
 W^m Dunkerton } Said Walter Tucker & Comp^a merch^{ts}
 p^{ts} as also unto the Said Walter
 Tucker & Comp^a and Samuel Tucker

merchants plaintiffs and likewise to the Said Richard Hallett merch^t plaintiff his reasonable accompt to the Said Severall complts of the time in which he was receiver of the goods tobaccos merchandizes bills accompt and writeings of them the Said Walter Tucker and Comp^a & Walter Tucker & Comp^a and Samuel Tucker as also of the Said Richard which to them to render he ought. Now here at this day to witt the 13th day of October in the 43th year of his Lopps Dominion &c came the said Walter Tucker & Comp^a and Walter Tucker and Comp^a & Samuel Tucker and the Said Richard Hallett by Robert Carvile their Attorney as also the Said William Dunkerton by Nathaniel Stiles High Sheriff of Cecil County brought here into Court and the Said William by Robert Ridgely his Attorney Offered himselfe ready to accompt with the said Severall Complaints for Such goods merchandizes debts bills tobaccos & writeings as he the said W^m had any wayes received & desired tyme to putt in his Severall pleas to the Severall declarations of the Said Complaints and thereupon day was given to the Said W^m Dunkerton till the p^{rsent} day and the same day is given to the Severall Complts Att which day came aswell the Said Severall Complts as the Said W^m Dunkerton by their severall Attornyes aforesaid and the Said W^m Dunkerton putt in his severall pleas to the Said Several declarations and as to that action comenced against him by the Said Walter Tucker and Comp^a he Saith that as to five hundred ninty two pounds eleven shillings nine pence Sterling & Six iron potts he did not deny but that he was receiver of the same and was ready to accompt for the same but as to 31 £ 19^s 6^d residue of the goods & merchandize in the said declaration mentioned the said W^m Saith that he never was receiver of the Same goods and merchandizes and Ought not to accompt for the

same and to the other two actions comenced against him by Walter Tucker & Comp^a & Samuel Tucker and Richard Hallett he did not deny but that he was receiver of the Severall goods merchandizes tobaccoes bills accompts & writeings in the Said declarations mentioned & that he was ready to accompt for the Same And the Attorney of the Said Walter Tucker & Comp^a being willing to admitt & allow of the Said W^m Dunkertons plea as to that part of the 31 £ 19^s 6^d for the price of the invoyce of the Said goods mentioned and not mentioned in the packing booke nor received by the Said William Dunkerton as he pretended Save Only One peice of Kersey Valued at about 4 £ 10^s which is mentioned in the said packing booke to be received by the Said W^m Dunkerton and yet by him pretended not to be received which the Said Compt^s Attorney would not allow of unlesse the said W^m Dunkerton could make it appeare before the Auditors hereafter named by Sufficent prooffe to be allowed off by the Said Auditors that he never received the same being part of the said 31 £ 19^s 6^d It is by this Court Ordered in the p^rsence and by the consent of the parties of both Sides by their Attornyes That Nathaniel Vty Esq^r and John Gilbert merchant be and are hereby appointed Auditors to audite State & examine the Severall accompts betweene the Said Severall Compt^s and the defendant Dunkerton and which to the Compt^s the Said Dunkerton to render ought and that the Said Auditors doe meet at Such day and place in the Said County of Baltemore or Caecil County as they Shall thinke meete off which first day of meeting convenient notice is by the Said Auditor^s under their hands to be given unto M^r Thomas Howell & M^r John Vanheck Attornyes of the Said Compt^s who are before the Said Vtye to prove their letter of Attorney from Smith and also to the def^t W^m Dunkerton that they may be then and there present with their evidence & witnesses (if any they have) the better to cleare the accompt in question, at which Said day and place the Said parties before named upon notice given as aforesaid are to attend the Said Auditors and So doe attend from day to day untill the Said accompt Shalbe fully Stated by the Said Auditors. And the Said Auditors for their better proceedings herein are to be armed with a Comission to examine wittnesses & to administer Oathes to any wittnesses y^t shall be produced before them on either part and when the Said auditors haue fully audited & stated the Said accompt betweene the Said parties they are hereby Ordered to returne their full and whole proceedings herein to Our justices of Our Provinciaall Court in writing closed up under their hands and Seales without delay.

p. 254

October 28th 1674.

Comiss^a then issued to Nathaniel Vty Esq^r and John Gilbert to audite State & examine the accompts of the parties abovesaid in pursuance of the abovesaid Order.

Maryland ss.

Liber M M

Whereas I W^m Dunkerton of Caecil County am this Court impleaded in three severall actions of accompt at the Suite of Walter Tucker and Comp^a and at the Suite of Walter Tucker & Comp^a and Samuel Tucker and at the Suite of Richard Hallett I doe hereby impower and authorize my loveing freind Robert Ridgely One of the Attornyes of the Provinciaall Court to appeare for me in the Said Severall actions and as my Attorney to pleade to the same as to him shall Seeme meet and for his proceedings herein this Shall be his warrant Wittnes my hand & seale the 13th day of October 1674.

Wittnes

W^m Dunkerton (Seale.)

Peter Eure

Kenelm Cheseldyn.

Charles Calvert Esq^p
ag^t
ffrancis Lovelace &
Thomas Long

ffrancis Lovelace late of New Yorke Gent
otherwise called ffrancis Lovelace late of Bal-
temore County in the Province of Maryland
merchant & Thomas Long late of Baltimore
County Gent otherwise called Thomas Long
of the County of Baltimore in the Province of
Maryland merchant were Sumōned to answer

to his Excellency Charles Calvert Governour of Maryland & cheife justice of the Provinciaall Court according to the liberties &c allowed of a plea that they render unto him the full and just Summe of two hundred pounds Sterling lawfull mony of England which to him they Owe & unjustly deteine.

p. 255

And whereupon the Said Charles Calvert by Robert Ridgely his Attorney Saith that whereas the Said ffrancis and Thomas the eleventh day of June in the 41th year of the Dominion of Caecilus &c Annoq^{ue} Domⁱⁿⁱ 1673 did by their certaine writeing Obligatory Sealed with the Seales of them the said ffrancis & Thomas & here in Court produced whose date is the day and yeare abovesaid acknowledge themselves to be holden and firmly bound unto his said Excellency Charles Calvert Governour of Maryland in the full and just Summe of two hundred pounds Sterling mony of England to be paid to the Said Charles Calvert or to his certaine Attorney his heirs executors adm^{rs} or assignes To the which payment well & truly to be made the said ffrancis and Thomas did bind themselves & either of them by himselfe their & either of their heirs executors & adm^{rs} for the whole & in the whole joyntly & Severally firmly by those presents Notwithstanding which the said ffrancis & Thomas or either of them the said Summe of two hundred pounds Sterling to him the Said Charles Calvert according to the said writeing Obligatory hath not paid though often thereunto required but the same to pay hath refused & Still doe refuse & deny to the damage of the Said Charles One hundred pounds Sterling & thereupon he bringeth his Suite.

And the aforesaid ffrancis and Thomas by Robert Carville their

Attorney come and defend the force and injury when &c & pray Liber M M
 heareing of the writeing Obligatory aforesaid and it is read unto
 them they pray also the heareing of the Condition of the said write-
 ing and it is read unto them in these words following Vizt The
 Condition of this Obligation is Such that whereas the above bounden
 ffrancis Lovelace hath this day drawne by exchange on M^r Samuel
 Sedgewick & M^r Robert Wolley foure bills of exchange for twenty
 eight pounds & Six pence Sterling all of One tenor & date payable
 at fourteene dayes Sight payable unto the abovenamed Charles Cal-
 vert or his Order If therefore the Said Samuel Sedgwick & Robert
 Wolley shall well & truly pay the Said bills according to the tenor
 thereof without fraud or delay then this Obligation to be Void & of
 none effect otherwise to Stand and be in full force.

And the aforesaid ffrancis and Thomas Say nothing in barre or
 avoydance of the aforesaid action of the aforesaid Charles by which
 the Said Charles remaineth against the Said ffrancis & Thomas
 thereupon wholly undefended Therefore it is considered by the Court
 here that the Said Charles recover against the Said ffrancis &
 Thomas aswell the Summe of twenty eight pounds Six pence Sterling
 his debt aforesaid as also the Summe of Seaven pounds One Shilling
 Six pence Sterling damages by reason of the deteineing of the same
 debt by him Sustained as also the Summe of Six hundred eighty
 Seaven pounds of tobacco for his costs and Charges in this behalfe
 expended and the Said ffrancis & Thomas in mercy.

And the said ffrancis and Thomas by their Attorney alleidging
 that by reason of the Scarsity of mony Sterling in this Province
 they could not procure ready mony to Satisfie the said judgment
 being in all thirty five pounds Seven Shillings Six pence Sterling
 besides the costs of Suite but offering to make payment thereof in
 tobacco at Such reasonable rates and prices as this Court should
 Order & allow of and the Said Charles as also the said ffrancis &
 Thomas putting themselves upon the judgm^t of the Court to value
 & sett the price of tobacco P pound in mony Sterling This Court doth p. 256
 Order that the Said ffrancis Lovelace and Thomas Long doe make
 Satisfaction to the Said Charles for the said judgment for the Said
 thirty five pounds Seven shillings Six pence Sterling in tobacco at
 One peny P pound which amounts unto the summe of eight thousand
 foure hundred & ninty pounds of tobacco at One penny Sterling P
 pound to which adde the Six hundred eighty Seven pounds adjudged
 to the Said Charles for his costs the Summe in the whole amounts
 unto the Summe of nine thousand One hundred Seventy Seaven
 pounds of tobacco which said Summe of nine thousand One hundred
 Seventy Seaven pounds of tobacco this Court Orders the Said ffranc-
 cis Lovelace and Thomas Long forthwith to pay & satisfie to the
 Said Charles Calvert or his Order accordingly.

Liber M M Thomas Carleton }
 ag^t } the def^t by Kenelm Cheseldyn their Attorney ap-
 John Hall and } peare & continued untill next Court.
 Robert Morgan }

Josias ffendall }
 ag^t }
 John Allen } the def^t by Kenelm Cheseldyn his Attorney appears
 Jn^o Beamont } & imparles untill next Court.
 ag^t }
 John Allen }

Edmund Hirschman }
 ag^t } the def^t by Kenelm Cheseldyn his Attorney ap-
 Samuel Hatton } peares & imples untill next Court.

Daniel Jenifer } W^m Smith late of Talbott County otherwise called
 ag^t } W^m Smith of Talbott County in the Province of
 W^m Smith } Maryland Planter was Sumoned to answer unto
 Daniel Jenifer in a plea that he render unto him
 Seven hundred pounds of tobacco which to him he
 oweth & unjustly deteineth

And whereupon the said Daniel by Robert Carville his Attorney Saith that whereas the Said William Smith upon the 13th day of December in the yeare of Our Lord 1672 by his certaine bill or writeing Obligatory Sealed with the Seale of him the said W^m and here in Court produced whose date is the day and yeare abovesaid did confesse himselfe to owe & Stand indebted unto the said Daniel in the full & just Summe or quantity of Seven hundred pounds of good Sound merchantable tobacco in caske to be paid to the said Daniel before or upon the tenth day of October next ensueing the date of the Said bill Yet notwithstanding the said W^m the Said Summe of Seven hundred pounds of tobacco to him the Said Daniel though often thereunto requested hath not paid but the Same to him to pay hath denyed and Still doth deny whereupon the Said Daniel Saith he is dampnified & hath losse to the value of One thousand pounds of tobacco & thereupon he bringeth his Suite

And the said William by Vincent Lowe his Attorney cometh & defendeth the force and injury when &c and Saith nothing in barr of the action aforesaid of the said Daniel by which the Said Daniel remaineth against the said W^m thereof undefended Therefore it is considered by the Court here that the said Daniel recover against the said William Smith the Summe of Seaven hundred pounds of tob. the debt aforesaid as also the Summe of foure hundred eighty p. 257 Seaven pounds of tobacco for his cost and charges in this behalfe laid Out & expended & the Said William in mercy.

Robert Carvile } the Sheriff of Charles County haveing returned Liber M M
 ag^t } a Cepi & the def^t not appeareing Ordered y^t un-
 francis Kilborne } lesse the def^t appeare next Court the Said Sheriff
 to be amerced

Daniel Jenifer } the def^t appeares by Kenelm Cheseldyn his Attorney
 ag^t } & imparles untill next Court.
 John Manning }

John Waterton } the def^t by Robert Carvile his Attorney appeares &
 ag^t } imparles untill next Court.
 Jn^o Desjardine }

John Ascomb }
 ag^t } the Sheriff of Dorchester County haveing re-
 Richard Meekins } turned a Cepi.
 the Same } these 2 causes continued untill next Court.
 ag^t }

the Same }
 Edward Savage } the def^t appeares by John Rousby his Attorney and
 ag^t } imparles untill next Court

John Clements }
 Jn^o Clements } the def^t appeares by Mathew Warde his Attorney
 ag^t } & imparles untill next Court.

James Clayland }
 John Moll }
 ag^t } the def^t appeares by Robert Carvile his Attorney &
 Henry Brayne } imparles until next Court.
 George Robbins }

ag^t }
 Henry Brayne }
 Robert Edmunds } the def^t by Kenelm Cheseldyn his Attorney ap-
 ag^t } peares & imparles untill next Court.
 Richard Bayly }

Thomas Taillour Esq^r } Andrew Hunt late of Calvert County mer-
 ag^t } chant otherwise called Andrew Hunt of the
 Andrew Hunt } Towne & County of Southhampton in the
 Kingdome of England merchant was Sum-
 oned to answer unto Thomas Taillour of

Ann Arrundel[1] County in the Said Province of Maryland Esq^r
 of a plea that he render unto him the full Summe of fifty eight
 pounds and fourteene shillings which he oweth and unjustly deteineth.

And whereupon the Said Thomas Taillour by George Parker his
 Attorney Saith that whereas the said Andrew Hunt upon the Sixth
 day of May Anno^q Do^m One thousand Six hundred Seventy and p. 258
 three in the One & fortith yeare of the Dominion of Caecilius &c was

Liber M M held and firmly bound to Thomas Taillor of An Arrundell County in the Province of Maryland Esq in the full Summe of fifty eight pounds and fourteene Shillings of good and lawfull mony of England to be paid to the Said Thomas Taillor or to his certaine Attorney his executors adm^r or assignes To which payment well & truly to be made and done he the Said Andrew Hunt did bind himselfe his heirs executors & adm^r firmly by those p^rsents Notwithstanding which the Said Andrew Hunt though often thereunto required the Said Summe of fifty eight pounds fourteene Shillings hath not paid according to the tenor of the Said writeing but the same to him to pay altogether denyes whereupon he Saith he his dampnified and hath losse to the value of three score pounds of good and lawfull mony of England and thereupon he bringeth his Suite.

And the aforesaid Andrew by his Attorney doth come & defend the force and injury when &c and prayeth heareing of the writeing aforesaid & it is read unto him he prayeth also heareing of the Condition of the Said writeing and it is read unto him in these words following whereas the abovenamed Thomas Taillor at the Speciall instance and request of the above named Andrew Hunt hath given a bill of exchange under the hand of the Said Thomas Taylor unto the Governour of Maryland for the use of the right hon^{ble} Lord Proprietary of the Province of Maryland aforesaid charged upon One John Harris of London merchant for the payment of the summe of twenty nine pounds and Seven Shillings for the use aforesaid now the condition of this present Obligation is Such that if the abovebounden Andrew Hunt his heirs execut^r adm^r & assignes & every of them Shall and doe well & truly pay or cause to be paid unto the abovenamed Thomas Taylor or to his certaine Attorney his execut^r adm^r or assignes the Said Summe of twenty nine pounds and Seaven shillings if the Said Summe be not paid by Virtue of the Said bill of exchange and also shall & will from tyme to time & at all tymes hereafter Save defend and Keepe harmlesse & indemnified the said Thomas Taylor his heirs executors administrators & assignes and his & their lands goods and Chattells of & from all & all mannor of arrests Suits troubles and molestations whatsoever of & concerning the payment of the said bill of exchange That then this present abovementioned Obligation shall be Void and of none effect otherwise to stand and remaine in full force Strenght and Virtue

Now here at this day to witt the 16th day of October in the 43th yeare of his Lo^{ps} Dominion &c the same Sheriff of Calvert County returnes to the Court here that the Said Andrew Hunt is not found in his Bailiwick whereupon the said Thomas Taillour prayed attachment against the goods Chattells and creditts of the said Andrew according to Act of Assembly in that case made and provided and it is granted unto him.

Jonathan Squire &c } the def^t by Robert Carvile his Attorney appears Liber M M
 ag^t } & imple untill next Court.
 Tobias Wells &c }

John Coade & ux }
 ag^t } p. 259
 Justinian Gerrard } the def^t by Robert Ridgely his Attorney appears
 the Same and ux } and imparles untill next Court.

 ag^t }
 the Same }
 Charles Delaroch } the def^t by Robert Carvile his Attorney appears &
 ag^t } imple untill next Court.
 Tobias Wells &c }

John Gilbert } the def^t appears by Mathew Warde his Attorney and
 ag^t } imparle untill next Court.
 John Ingram }

Samuel Cressey } the def^t appears by Robert Carvile his Attorney
 ag^t } & imparle untill next Court.
 Richard Boughton }

John Balley } the def^t appears by Kenelm Cheseldyn his Attorney &
 ag^t } imparles untill next Court.
 Richard Bayly }

Garrett Vansweringen } the def^t appears by Robert Carvile his At-
 ag^t } torny & imparle untill next Court.
 Thomas Lomax }

Garrett Vansweringen & } the Sheriff of S^t Maries County haveing re-
 John Quigley } turned a Cepi the def^t not appeareing Or-
 ag^t } dered the Said Sheriff be amerced un-
 Evan Carrew } lesse &c.

Ralph Dawson } the def^t appears by Mathew Warde his Attorney &
 ag^t } imparles untill next Court.
 James Clayland }

Vincent Lowe } the def^t appears by Robert Carvile his Attorney and
 ag^t } imparle untill next Court.
 W^m Burges }

Vincent Lowe } the def^t appears & imparles untill next Court.
 ag^t }
 Kenelm Cheseldyn }

Jeremiah Eaton } the Sheriff of Talbott County haveing returned
 ag^t } a Cepi & the def^t not appeareing the Said Sheriff
 Thomas Philipps } amerced unless &c

Jonathan Squire adm^r } Richard Bayly and ffrancis Swinfen late of
 Jn^o Morecroft } Calvert County planters were Sumoned to
 ag^t } answer unto Jonathan Squire administrator
 Richard Bayly and } of the goods and Chattells of John Morecroft
 ffrancis Swinfen } deceased in a plea that they render unto him

Liber M M

the Summe of Sixteene hundred pounds
of tobacco which from him they unjustly
deteine.

And whereupon the said Jonathan by Kenelm Cheseldyn his At-
torny Saith that whereas the Said Richard Bayly and ffrancis
p. 260 Swinfen the twelfth day of April in the yeare 1672 by their cer-
taine writeing Obligatory Sealed with the Seale of them the Said
Richard Bayly and ffrancis Swinfen here in Court produced whose
date is the Same day and yeare abovewritten did confesse themselves
to Owe & Stand indebted unto the Said John Morecroft in his life
time of the Citty of S^t Maries Gent the Summe of Sixteene hundred
pounds of good Sound merchantable leafe tobacco & caske to be paid
to the Said John Morecroft his heirs executors adm^r or assignes On
or before the 10th day of October next ensuing the date thereof to
the true performance of which payment they did bind themselves
their heirs executors adm^r & assignes Notwithstanding w^{ch} the Said
Richard and ffrancis the Said Summe of Sixteene hundred pounds
of tobacco to him the Said John while he was liveing hath not paid
nor to the Said Jonathan Since his death to whom administration of
all and Singular the goods and chattells which were the Said John
at the time of his death after his death to him committed hath not
paid though often thereunto required but the same to pay hitherto
hath & still doth altogether deny to the damage of the Said Jonathan
2000 ^l to^b & thereupon he bringeth his Suite.

And the Said Jonathan also bringeth here in Court the letters of
adm^{con} to him granted of all and Singular the goods and Chattells
which were the Said John at the time of his death Since his death
committed that it may appeare to the Court here that he is adminis-
trator of the said John and thereupon to have administration.

And the Said ffrancis in his proper person cometh and defendeth
the force & injury when &c and Saith nothing in barre or avoidance
of the action aforesaid of him the Said Jonathan whereby the Said
Jonathan remaineth against the Said ffrancis thereupon undefended
Therefore it is considered by the Court that the Said Jonathan re-
cover against the Said ffrancis the Said Summe of Sixteene hundred
pounds of tobacco the debt aforesaid as also the Summe of five
hundred and twelve pounds of tobacco for his costs & charges in
that behalfe laid Out and expended.

Jonathan Squire adm ^r	} ffrancis Swinfen late of Calvert County otherwise called ffrancis Swinfen of Calvert County was Sumoned to answer unto Jona- than Squire administrator of the goods and chattels of John Morecroft deceased in a plea that he render unto him the Summe of One- thousand two hundred of tobacco which from him he unjustly deteineth.
Jn ^o Morecroft	
ag ^t ffrancis Swinfen	

And whereupon the Said Jonathan by Kenelm Cheseldyn his Attorney Saith that whereas the Said ffrancis the twelfth day of December in the year of Our Lord One thousand Six hundred Seventy two by his certaine writeing Obligatory Sealed with the Seale of the Said ffrancis here in Court produced whose date is the Same day and yeare abovewritten did acknowledge himselfe to Owe and Stand indebted unto John Morecroft of the Citty of S^t Maries Gent in the full and just Summe of One thousand two hundred pounds of good Sound merchantable tobacco in caske to be paid in Some convenient place in Petuxent River in Calvert County upon demand unto the Said John Morecroft his heirs executors adm^r or assigns To the which payment well and truly to me made he did bind himselfe his heirs executors adm^r firmly by those presents Notwithstanding which the said ffrancis the Said Summe of One thousand two hundred pounds of tobacco according to the tenor of his Said writeing Obligatory to him the Said John Morecroft in his life time hath not paid nor to the Said Jonathan Since his death to whom administration of all & Singular the goods & Chattells which were the Said John at the time of his death Since his death to him committed hath not paid though often thereunto required but the same to him to pay hath and Still doth deny to the damage of the Said Jonathan two thousand pounds of tobacco & thereupon he bringeth his Suite. p. 261

And the Said Jonathan bringeth also here in Court the letters of administration to him granted of all and Singular the goods and Chattells which were the Said John at the time of his death Since his death to him committed that it may appeare to the Court here that he is adm^r of the Said John and thereupon to have administration.

And the Said ffrancis in his Proper person cometh into Court and Saith nothing in barr or avoidance of the action aforesaid of him the Said Jonathan whereby the Said Jonathan remaineth against the Said ffrancis thereupon undefended Therefore it is considered by the Court that the Said Jonathan recover against the Said ffrancis the Said Summe of One thousand two hundred pounds of tobacco the debt aforesaid as also the Summe of five hundred and twelve pounds of tobacco for his costs of Suite in this behalfe expended and laid Out.

John Peerce	} the def ^s by Kenelm Cheseldyn their Attorney appeare and imparle untill next Court.
ag ^t	
John Coade	
John Balley	
ag ^t	
Marke Cordea	

Liber M M Charles James } the Sheriff of Caecil County amerced unlesse the
 ag^t } def^t appeare next Court.
 Michael Williams }
 Charles James } the def^t appears by Robert Carvile his Attorney &
 ag^t } imparle untill next Court.
 Tho : Dale & ux }
 Richard Smith } the def^t appeares by Robert Carvile his Attorney &
 ag^t } imparles untill next Court.
 W^m Worgan }

Walter Sencerfe } Alexander Mecoter late of Talbott County
 ag^t } otherwise called Alexander Mecoter in Bolling-
 Alexander Mecoter } brooke in the County of Talbott planter was
 Sumōned to answer unto Walter Sencerfe in a
 plea that he render unto him the Summe of two
 thousand and eighty five pounds of tobacco
 which to him he oweth & unjustly deteineth.

And whereupon the Said Walter by Kenelm Cheseldyn his At-
 torny Saith that whereas the Said Alexander the 25th day of March
 1672 did by his certaine writeing Obligatory Sealed with the Seale
 of the Said Alexander here in Court produced whose date is the day
 and yeare abovewritten did bind himselfe together with his heirs
 executors and assignes to pay unto the Said Walter Sencerfe of
 Dover in Old England Marriner his heirs and assignes the full and
 just quantity of eighteen hundred ninty five pounds of good Sound
 merchantable tobacco in caske to be paid in Some convenient landing
 in Great Choptanke at or before the tenth day of October next
 ensuing & whereas also the Said Alexander the 25th day of March
 1672 did by his certaine other writeing Obligatory Sealed with the
 Seale of him the Said Alexander here in Court produced whose
 date is the same day and yeare abovewritten oblige himselfe his heirs
 p. 262 executors & assignes to pay unto the abovesaid Walter Sencerfe or
 his assignes One hundred and ninty pounds of good tobacco and
 caske to be paid at the time and place above Said Notwithstanding
 which the Said Alexander the Said Summe of eighteen hundred
 ninty five pounds of tobacco nor the Said Summe of One hundred
 and ninty pounds of tobacco in the whole amounting to the summe
 of two thousand eighty five pounds of tobacco according to the tenor
 of his Said Severall writeings Obligatory hath not paid though often
 thereunto required but the Same hitherto to pay hath and doth
 altogether deny to the damage of the Said Walter Sencerfe three
 thousand pounds of tobacco & thereupon he bringeth his Suite.

And the Said Alexander in his proper person cometh here into
 Court and Saith nothing in barr or avoidance of the action afore-
 said whereupon the Said Walter remaineth against the Said Alex-
 ander thereof undefended therefore it is considered by the Court

here that the Said Walter Sencerfe recover against the Said Alex- Liber M M
ander Mecoter the Said Summe of two thousand eighty five pounds
of tobacco the debt aforesaid as also the Summe of five hundred and
twelve pounds of tobacco for his costs & charges in this behalfe laid
Out and expended.

Walter Sencerfe	}	the def ^t by Robert Carville his Attorney appears and imparles untill next Court.
ag ^t		
Edward Roe		
The Same	}	
ag ^t		
the Same	}	the def ^t by Robert Carville his Attorney ap- peares & imparles untill next Court.
Henry Phippes adm ^r		
Edward Maynard		
ag ^t		
John Larkin		

Henry Phippes adm ^r	}	Thomas Knighton late of Ann Arrundell County otherwise called Thomas Knighton in the County of Ann Arrundell Gent in the Province of Maryland was Sumoned to answer unto Henry Phippes administrators the goods and chattells of Edward Maynard deceased in a plea that he render unto him the Summe of eighteene hundred pounds of tobacco which from him he unjustly deteineth.
Edward Maynard		
ag ^t		
Thomas Knighton		

And whereupon the Said Henry by Kenelm Cheseldyn his At-
torny Saith that whereas the Said Thomas Knighton the 7th day of
October in the yeare 1670 by his certaine writeing Obligatory Sealed
with the Seale of the Said Thomas here in Court produced whose
date is the same day and yeare abovewritten did acknowledge him-
selfe to Owe and Stand indebted unto Edward Maynard merchant
and Comander of the good Shipp called the William of Dover now
rideing at anchor in the River of Severne in the Province aforesaid
the full and just Summe of eighteen hundred pounds of tobacco good
Sound & merchantable in caske free from ground leaves and Sec-
onds to be paid to the Said Edward Maynard his heirs executors
administrators at or upon the tenth day of October next ensueing
the date thereof for the which payment well and truly to be made
he did bind himselfe his heirs executors adm^{rs} firmly by those
presents Notwithstanding which the Said Thomas Knighton the
said Summe of eighteen hundred pounds of tobacco to him the Said
Edward in his life time nor to the said Henry Since his death to
whom administration of all & Singular the goods and Chattells which
were the Said Edwards at the time of his death Since his death hath
bin committed hath not paid though often thereunto required but

Liber M M the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Henry three thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said Henry bringeth here in Court the Letters of administration to him granted of all and Singular the goods and chattells which were the Said Edwards at the time of his death to him committed that it may appeare to the Court here that he is administrator of the Said Edward and thereupon to have administration

And the Said Thomas by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith that he cannot gainsay the action of the aforesaid Henry because he oweth to the Said Henry as administrator of the Said Edward the Said Summe of eighteen hundred pounds of tobacco in forme as the Said Henry hath above thereof against him declared Therefore it is considered that the aforesaid Henry Should recover against the aforesaid Thomas the aforesaid eightene hundred pounds of tobacco the debt aforesaid together with the Summe of five hundred & twelve pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said Thomas thereof in mercy.

M^r Carvile.

I pray appeare for me Thomas Knighton at the Suite of M^r Henry Phippes and confesse judgment for the Summe of eightene hundred pounds of tobacco and for your So doing this Shall be your warrant

Your freind & Serv^t,

8th October 1674,

Tho: Knighton.

Testes Kenelm Cheseldyn.

Henry Phippes adm^r.

Edward Maynard

ag^t

Thomas Turner

the Same

ag^t

John Beamont

the Same

ag^t

the Same & Math:

Harding

} the def^{ts} by Robert Carvile their Attorney appears & imparles untill next Court.

} the def^t Beamont by Robert Carvile his Attorney comes & appeares & imparles untill next Court.

Richard Edelin

ag^t

James Thompson

} Upon the petition of the def^t that whereas he did administer upon the estate of W^m Greene of Calvert County deceased Richard Edelen became Security to John Allen (Guardian of the heire of the Said Green) that the petitioner Should give the Said Allen a true & just accompt of Such bills and other debts as Should come into

his hands as also of the appraisment of the Said estate whereupon the Petitioner (in consideration hereof) did give to the Said Edelen a bond of twenty thousand pounds of tobacco to Keepe harmlesse the Said Edelen from the Said Allen, That the petitioner hath Severall times been at the house of the Said Allen, & tendered his accompt accordingly faire and truly drawne up, & yet could never bring the Said Allen to allow thereof, & So deliver up the bond of Security of the of the Said Edelen in Somuch that the Said Edelen (notwithstanding he hath never beene molested or troubled or Sustained the least losse or damage by the Said Allen) hath unjustly procured a judgment of the Provinciaall Court upon the petitioners bond of twenty thousand pounds of tobacco & hath also Served execution for the Same upon the body of the petitioner to his exceeding wrong prejudice and damage and thereupon prayed that his accompt may be Speedily examinded audited and allowed by this Court or by his Honour the Chancellour and that hereupon the Said Allen be constrained to deliver up his Said bond or at least that the execution may be Suspended untill Such time as by a Special Order from the Chancellour the Said Allen may be compelled to come to an accompt before his Honour to putt an end to this difference.

p. 264

Whereupon it is Ordered that the Said James Thompson be Kept in the Custody of the Sheriff and that the Said John Allen be cited to accompt with the Comissary Generall and that he doe therein that which to justice appurteine.

John Mayo ag ^t	}	the def ^{ts} by Robert Ridgely their Attorney appeare & imparles untill next Court.
W ^m Stacey & ux		
Andrew Higgs ag ^t	}	the def ^t by Robert Carville his Attorney appeare & imparle untill next Court.
Robert Wollerton		
Henry Phippes adm ^r	}	the def ^t appeares by Thomas Bland his At- torny & imparle untill next Court.
Edward Maynard ag ^t		
Robert Proctor	}	Henry Parker late of Talbot County otherwise called Henry Parker of Talbott County in the Province of Maryland Gent was Summoned to answer unto Rob- ert Ellis of a plea that he render unto him One thou- sand Six hundred pounds of tobacco which to him he oweth and unjustly deteineth.
Robert Ellis ag ^t		
Henry Parker		

And whereupon the Said Robert by Kenelm Cheseldyn his At-
torny Saith that whereas the Said Henry Parker the 12th day of
April in the 40th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ
1672 by his certaine writeing Obligatory Sealed with the Seale of
the Said Henry here in Court produced whose date is the Same

Liber M M day and yeare abovewritten did acknowledge himselfe holden and firmly bounden unto the Said Robert Ellis of the County of S^t Maries in the Said Province in the full & just quantity of Sixteene hundred pounds of good Sound merchantable tobacco & caske to be paid unto the Said Robert Ellis his heirs executors administrators or assignes at Some convenient place in Talbott County upon demand to the which paym^t well and truly to be made he did bind himselfe his heirs executors & administ^{rs} firmly by those presents notwithstanding which the Said Henry Parker the Said Summe of Sixteene hundred pounds of tobacco to him the said Robert according to his Said writeing Obligatory hath not paid though often thereunto required but the Same to him the Said Robert to pay hitherto hath & Still doth altogether deny to the damage of the Said Robert two thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said Henry in his proper person cometh into Court and Saith nothing in barr or avoidance of the action aforesaid of him the Said Robert whereupon the Said Robert remaineth against the Said Henry thereof undefended therefore it is considered that the Said Robert recover against the Said Henry the Said debt of 1600 ^l of tobacco together with five hundred & twelve pounds of tobacco for his costs & charges in this behalfe laid Out & expended.

p. 265 Justinian Gerard }
 ag^t }
 John Coade & ux } the def^{ts} by Kenelm Cheseldyn their Attorney
 George Beckwith } appeare & imparle untill next Court.
 ag^t }
 John Allen }
 Marke Cordea } the def^t by George Oldfeild his Attorney appeares &
 ag^t } imparle untill next Court.
 John Balley }
 Jn^o Coade & ux } the def^t by Robert Carvile his Attorney appeares
 ag^t } & imparle untill next Court.
 Gerard Slye }
 Lord Proprietary }
 ag^t }
 Jn^o Barnes adm^r } the def^{ts} by Kenelm Cheseldyn their At-
 Walter Waterling } torny appeares & imparle untill next Court.
 the Same }
 ag^t }
 Garret Vansweringen }
 Richard ffountaine } the def^t by Benj^a Rozer his Attorney appeares &
 ag^t } imparle untill next Court.
 Henry Hawkins }
 George Charlesworth } the def^t by Robert Ridgely his Attorney ap-
 ag^t } peares & imparle untill Court.
 Charles Delaroch }

Richard Keene } Mathias Decosta late of S^t Maries County planter Liber M M
 ag^t } otherwise called Mathias Decosta of S^t Maries
 Mathias Decosta } County in the Province of Maryland was Sum-
 ōned to answer unto Richard Keene of the County
 of Calvert Inholder of a plea that he render unto
 him the Summe of One thousand One hundred &
 One pounds of good Sound merchantable tobacco
 & caske which to him he Oweth and unjustly
 deteineth

And whereupon the Said Richard by Robert Ridgely his Attorney
 Saith y^t whereas the Said Mathias the tenth day of August in the
 43th yeare of the Dominion of Caecilius &c Annoq³ Dom¹ 1674 by
 his certaine writeing Obligatory Sealed with the Seale of the Said
 Mathias and here in Court produced whose date is the day & yeare
 aforesaid did acknowledge himselfe to owe and Stand indebted to
 the Said Richard the full & just quantity of One thousand One hun-
 dred & One pounds of good Sound merchantable tobacco & caske
 to be paid to the Said Richard Keene or his certaine Attorney his
 heirs executors adm^{rs} upon demand thereof conveniently in S^t Maries
 County To the which payment well and truely to be made the Said
 Mathias did bind himself his heirs executors & administrators firmly
 by those presents Notwithstanding which the Said Mathias the
 Said One thousand One hundred & One pounds of tobacco to him
 the Said Richard according to the tenor of the Said writing Obliga-
 tory though often demanded hath not paid but the Same to pay hath
 denyed and yet doth deny to the damage of the Said Richard eight
 hundred pounds of tobacco & thereupon he bringeth his suite.

Now here at this day to wit the 16th day of October in the 43th p. 266
 yeare of his Lopps Dominion &c the Sheriff of S^t Maries County
 makes returne to the Court here that the Said Mathias is not found
 in his Bailiwick whereupon the Said Richard prayed an attachm^t
 against the estate of the Said Mathias according to Act of Assembly
 and it is granted him.

Garrett Vansweringen } the def^t by Robert Carvile his Attorney ap-
 ag^t } peare & imparle untill next Court.
 Richard Moy }

Jn^o Blomfeild }
 ag^t }
 Benjamin Hunton } the def^{ts} by George Oldfeild their Attorney ap-
 the Same } peare & imparle untill next Court.
 ag^t }
 Philip Rossell and }
 Geo: Mathews }
 Thomas Lomax }
 ag^t } the def^t by Kenelm Cheseldyn his Attorney appeare
 John Coade & ux } & imparle untill next Court.

Liber M M John Barnes execut^r }
 Walter Waterling }
 ag^t } the def^t by Rob^t Carville his Attorney appears
 Richard Moy } & imparle untill next Court.
 W^m Baker }
 ag^t }
 Richard Moy }
 Marke Cordea }
 ag^t } the def^t appears by George Oldfeild his Attorney &
 John Balley } imparle untill next Court.
 the Same }
 ag^t }
 the Same }
 Mathias Decosta } the def^t appears by Kenelm Cheseldyn his At-
 ag^t } torney imparle untill next Court.
 Geo: Charlsworth }
 Thomas Doxey } the def^t appears by Kenelm Chesldyn his At-
 ag^t } torney & imparle untill next Court.
 Geo: Marshall adm^r }
 Joseph Brough }
 Thomas Mathews & Henry }
 Adams execut^{rs} of Geo: }
 Mannering }
 ag^t } the def^t appears by Robert Ridgely his
 Thomas Wynn } Attorney and imparle untill next Court.
 the Same }
 ag^t }
 the Same }
 Thomas Gant } the def^t appears by Vincent Lowe his Attorney &
 ag^t } imparle untill next Court.
 ffrancis Swinfen }
 p. 267 George Marshall adm^r } the def^t by Robert Ridgely his Attorney ap-
 Joseph Brough } peares & imparle untill next Court.
 ag^t }
 Thomas Doxey }
 Job Corner } Robert Ingoldsby late of Charles County planter
 ag^t } was attached to answer unto Job Corner of a
 Robert Ingoldsby } plea wherefore by force and armes into One
 messuage & One hundred & Sixty acres of land
 with the appurtenāces to the Same belonging ly-
 ing On the west Side of Portobacco Creeke by
 the water side in Charles County aforesaid in the
 Said Province which Thomas Corcker of the
 same County planter to him the Said Job Corner
 did demise for a terme which is not yet past he

did enter & him from his ffarme aforesaid did
eject & other harmes to him he did to the great
damage of the Said Job contrary to the Peace &c. Liber M M

And whereupon the Said Job by Robert Carvile his Attorney Saith that whereas the aforesaid Thomas Corcker the fourteenth day of May in the yeare 1674 did demise to the Said Job Corner the messuage & lands aforesaid with the appurtenācs to have & to hold to him & his assigns from the Said fourteenth day of May in the yeare aforesaid untill the end & terme of One whole yeare from thence next following & fully to be compleate & ended, By virtue of which demise the aforesaid Job Corner into the messuage & lands aforesaid with the appurtenācs did enter & was thereof possessed & he the said Job Corner So thereof being possessed the aforesaid Robert Ingoldsby afterwards to witt the Sixteenth day of May aforesaid by force & armes the Messuage & lands aforesaid with the appurtenācs which the aforesaid Thomas Corcker to him the Said Job Corner in forme aforesaid demised for the terme aforesaid which is not yet past did enter & him from his ffarme aforesaid did eject & other harmes to him did to the great damage of him the Said Job Corner & against the peace & whereupon he Saith he is dampnified & hath losse to the value of thirty thousand pounds of tobacco & thereupon he bringeth his Suite.

Now here at this day to witt the 13th day of October in the 43th yeare of his Lopps Dominion &c came the said Job by his Attorney and the Said Robert by Robert Ridgely his Attorney came likewise & it is Ordered by the Court here by the consent of the Attornyes aforesaid that George Godfry and Mary his wife Shall be admitted def^{ts} who Shall appeare without delay by their Attorney aforesaid & recieve a declaration & plead to the Same the Gen^l issue as of this Court & for the tryall to be had for the Same the Said George & Mary shall appeare in their proper person or by their Councill or Attorney & confesse the lease entry & actuall ejectm^t or that in default thereof judgment be entred against the def^t Robert Ingoldsby the casual ejector but further prosecution is Stayed against him untill the Said George & Mary Shall make a default in the premisses & it is Ordered by the Court by the consent aforesaid that the Said George & Mary Shall take no advantage against the plaintiff for his not proceeding to try all by Occasion of the Said default but that the Said George & Mary Shall pay to the p^lt costs to be taxed for the Same And it is further Ordered that the Lessor to the plaintiff Shall be charge with the payment of the costs to the def^t by the Court to be in any manner taxed or adjudged. p. 268

Job Coroner p ^t	}	This action of ejectment being comenced by the Said Job Corner as Lessee to Thomas Corcker against Robert Ingoldsby the casual ejector & George Godfry & Mary his wife the parties concerned being by Order of Court
George Godfry &		
Mary his wife def ^{ts}		

Liber M M named defts instead of the casuall ejector to try the title of a parcell of land in dispute betweene the Said Thomas Corcker and the Said George Godfry & Mary his wife & the Court finding it necessary that the due lines & bounds of both persons lands be Surveyed by a Skillful person according to their respective Deeds from Clement Theobalds of Charles County planter & y^t a faire plott & Certificate thereof be returned by the Court is is by the Court this day Ordered that the Hon^{ble} Baker Brooke Esq Surveyour Gen^l or his Deputy Surveyour for the Said County of Charles County be especially appointed by this Court & are hereby appointed impowered & Comāded to lay Out the lands of the Said Thomas Corcker & George Godfry & Mary his wife late the land of John Paine deceased & to runn Out the true lines & Sett Out their meets & bounds according to their respective deeds from the Said Clement Theobalds in the presence of the Sheriff of Charles County who is hereby comāded & impowered to Sumōn & impannell a jury upon the Said land & to examine witnesses upon Oath that the truth of the matter may be fully discovered & the Said Surveyor Gen^l or his Deputy is hereby Ordered to run his lines according to evidence then given & the direction of the jury and to returne a Certificate of his proceedings herein & a faire plott distinctly drawne of the Lands in question together with the evidence that was Sworne to the next Provinciaall Court to be held at S^t Maries the eighth day of December next attested under the hand & Seale aswell of the Said Surveyour Generall or his Deputy as of the Said Sheriff & the jurors that So his Loppes justices here being fully informed of the truth of the premisses may due therein as to justice Shall appurteine. And the Said Thomas Corcker at whose request this Order was granted is to be at the present charge of the present Survey & other the proceedings thereupon & to be allowed the same againe at the tryall, if this Court shall So thinke fitt.

Marmaduke Semme	}	Jonathan Squire late of S ^t Maries County
ag ^t		Administrator of all & Singular the goods and
Jonathan Squire adm ^r		Chattells of John Morecroft late of S ^t Maries
John Morecroft	}	County Gent deceased was attached to answer
		Marmaduke Semme in a plea of trespass upon
		the case.

And whereupon the Said Marmaduke by George Oldfeild his Attorney complaineth that whereas the Said John Morecroft in his life time to witt the 28th day of November 1673 was indebted to the Said Marmaduke in the full Summe or quantity of foure thousand and Six hundred pounds of tobacco and caske for Severall goods and merchandizes to him the Said John before that time Sold and delivered And the Said Marmaduke in fact Saith that the Said Summe of foure thousand and Six hundred pounds of tobacco the Said John in his life time nor the Said Jonathan Since his death

to whom letters of Administration of all and Singular the goods and Chattels of the Said John are granted though often thereunto required hath not paid though often thereunto required but the same doth altogether deny and refuse to the damage of him the Said Marmaduke five thousand five hundred pounds of tobacco and thereupon he brings his Suite. Liber M M
p. 269

And the Said Jonathan by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when and Saith that as to two thousand two hundred pounds of tobacco part of the abovesaid Summe of foure thousand Six hundred pounds of tobacco he cannot gainsay because he oweth the Said Marmaduke the Same as Administrator aforesaid Therefore it is considered by the Court here that the Said Marmaduke recover against the estate of the Said John in the hands of the Said Jonathan the said Summe of two thousand two hundred pounds of tobacco together with the Summe of

pounds of tobacco for his costs and charges in this behalfe expended

By this Publick instrument of procuration or letter of Attorney be it Knowne and manifest unto all those who Shall See these presents or have the Same read that On the One and twentieth day of the month of february Anno Domini 1673 and in the Six and twentieth yeare of the Reigne of Our Sovereigne Lord Charles the Second by the Grace of God King of England Scotland France and Irland Defendour of the faith &c Before me Nicholas Hayward Notary and Tabellion publique dwelling in London by Authority of his Said Ma^{tie} admitted and Sworne and in the presence of the witnesses hereafter named personally M^r Robert Webb of the Midle Temple Gent executor of the last will and Testament of Daniel Kelway deceased in his life time Cittizen and Girdler of London who hath made Ordained and constituted as by these presents in his Stead and place he doth make ordaine and Constitute Robert Taverner and John Broome of London Merchants his true and lawfull Attorney and Attornyes Giveing and by these p^rsents Granting unto his Said Attorney and Attornyes joyntly or to either of them Severally full power and lawfull authority for him constituent and in his name and to his Use in the quality aforesaid to aske demand Sue for levy recover and receive of Thomas Stanley of Maryland merchant of the heirs executors or administrators of late of George Harris in his life time of Virginia and of John ffordsham or of any other person or persons whatsoever who were Debtors unto the Said late Daniel Kelway at the time of his decease or of their Severall Goods effects plantations Chattells and estate whatsoever wherever he they every or any of them are or shall be found either in Maryland or Virginia all Such Summe or Summes of mony tobaccoes goods wares merchantdizes or the proceeds thereof which any person or persons

Liber M M whatsoever are owing and indebted or have in his their or any of their custody or possession due belonging or appurteining unto the Said late Daniel Kelway at the time of his decease and now of right belonging unto the Said Robert Webb the Constituant in the quality aforesaid Be it by bond bill booke accompt reckoning proceed of goods Sent from hence or otherwise for what cause or reason Soever Also to demand and require an accompt of the Said Thomas Stanley of all Trade dealeings and concernes betwixt him and the Said deceased and the Same accompts with the Said Stanley or any other person to Settle adjust and agree & to take and receive what
 p. 270 tobaccos Goods debts or other things shall belong to the estate of the Said deceased by the ballance of the Said accompts upon recoveryes and receipts to give and acquittances releases and discharges in due form And if need be appeare before all Lords judges and justices in any Court or Courts there to answer defend and reply in all matters and causes touching or concerning the premisses to doe Say Sue pursue implead arrest Seize Sequester attach imprison and to condemne and Out of prison againe to deliver And also the Said Constituant in the yeare aforesaid doth by these presents authorize and empower his Said Attornys or either of them not only to recover and take into their possession all tobacco[es] goods debts and all other things any wise due or owing unto the Saide late deceased Daniel Keylway But also to act manage and performe all affaires and concernes whatever touching or anywise relateing to the estate of the Said deceased And Generally to use all lawfull wayes and meanes for the recovery thereof either by Suite of law or otherwise as fully and amply to all intents and purposes as he Constituant himselfe might or could doe if he were personally present with power to Substitute One or more Attorneys and the Same againe to revoake the Constituant in the quality aforesaid promising to hold for firme and valid all and whatsoever the said Rob^t Taverner and John Broome or either of them joyntly or Severally or their or either of their Substituts shall lawfully doe or cause to be done in and about the premisses by virtue of these presents In wittness whereof the Said Constituant hath Signed Sealed and delivered these presents This done and passed in London in presence of the persons under-written witnesses thereunto required Rob: Webb (Sealed)
 Sealed and delivered in

p^rsence of

Arthur Domvile

Tho: Philip (Sealed)

Tho: Jarvis

In testimonium Veritatis Signo meo
 manuali Soliti Signavi et Tabellionat
 mei Sigillum apposui rogatus &
 requisitus

Nich: Hayward Not^r Publ.

To all that Shall See these presents or heare them to be read I Wil-
 liam Hooker Knight Lord Mayor and the Aldermen of the Citty
 of London Doe hereby make Know[ne] and Certifie That Nicholas

Hayward who hath Signed and attested the Procuration or Letter of Attorney abovementioned is a Notary and Tabellion Publique legally by Authority of the Kings most Excellency admitted and Sworne dwelling in this Citty and that to Acts instruments procurations or Letters of Attorney and Other writeing By him Signed and attested is ffaith and Creditt given in Court and without In ffaith and Testimony whereof Wee the Said Lord Mayor and Aldermen the Seale of the Office of Mayoralty of the Said Citty of London have caused to be pr[essd] and affixed to these presents Given at London the eight and twentieth day of ffebruary Anno Doñ 1673 and in the Six and twentieth yeare of the reigne of Our Sovereigne Lord King Charles the Second of England &c.

(Sealed.)

Wagstaffe.

I the Right Hon^{ble} Cacilius Absolute Lord and Proprietary of Maryland and Avalon Lord Baltemore &c Doe hereby Certifie that Nicholas Hayward who hath Signed the annexed Letter of Attorney is a Notary Publique of the Citty of London and that to Acts Procurations or Letters of Attorney and all other writeings by him Signed and attested in ffaith and Creditt given in Court and without All which I doe Certifie under my hand and Seale this fourth day of March Anno Doñ 1674.

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C: Baltemore (Sealed)

To all xpiā people To whom these presents Shall Come I Robert Taverner of the Citty of London merchant Send Greeting in Our Lord God everlasting Whereas Robert Webb of the Middle Temple London Gent executor of the last will and Testament of Daniel Kelyway late Cittizen and Girdler of London deceased by his publique instrument of procuration or letter of Attorney beareing date the One and twentieth day of ffebruary Anno Doñ 1673 and in the Six and twentieth yeare of the reigne of Our Sovereigne Lord Charles the Second by the Grace of God King of England Scotland ffraunce and Irland Defender of the ffaith &c did make Ordaine and Constitute mee the Said Robert Taverner and John Broome of London merchants his true and lawfull Attorney and Attornyes Giveing to his Said Attornyes joyntly or to either of them Severally full power and lawfull authority for him and in his name and to his use to aske demand Sue for levy recover and receive of Thomas Stanley of Maryland Merchant of the heirs executors or administrators of late George Harris in his life time of Virginia and of John ffordham or of any other person or persons whatsoever who were Debtors unto the Said Daniel Keylway at the tyme of his death or of their Severall goods effects Plantations Chattells and estates whatsoever wheresoever he they every or any of them are or Shall be found in Maryland or Virginia all Such Summe or Sumes of tobacco goods wares merchandizes or the produce thereof which any Pson or persons whatsoever were oweing and indebted or had in

Liber M M their or any of their Custody or possession due belonging or appur-
 teining to the Said Kelwayes estate be it by bond bill booke accompt
 reckonings proceed of any goods Sent from England or otherwise
 for what cause or reason whatsoever. Also to demand and require
 an accompt of the Said Thomas Stanley of all trade dealings and
 concernes betwixt him and the Said deceased and the Same accompts
 with the Said Stanley or any other person to Seale adjust and agree
 and to take and receive what tobacco goods debts or other things
 Shall belong to the estate of the Said Kelway by the ballance of the
 Said accompts and upon recovery and receipt of the Same to give
 acquittances releases and discharges in due forme And if need be to
 arrest implead imprison and Out of prison againe to release with
 power to make Other Attornyes under him or them joyntly or Sever-
 ally thereby promiseing to ratifie and confirme what his Said At-
 tornyes or either of them joyntly or Severally Should doe in the
 premisses As by the same Letter of Attorn[ey] relation being there-
 unto had may move at large appeare Now Know Yee that I the Said
 Robert Taverner by Virtue of the Said Letter of Attorney and
 authority to me hereby given by the Said Robert Webb executor
 of Keylway as aforesaid for and in consideration of the Summe of
 One hundred twenty five pounds Six Shillings Sterling and for
 divers other good causes and considerations me thereunto especially
 moveing have remised released and for ever quit claimed and by
 these presents for me my executors and administrators and for the
 Said Robert Webb his executors and administrators and the execu-
 tors & adm^{rs} and the executors & adm^{rs} of the Said Daniel Kelway
 p. 272 and every of them clearely and absolutely remise release and for ever
 quitt claime unto Thomas Stanley of Ann Arrundell County in the
 Province of Maryland merchant his execut^{rs} administrators and as-
 signes all and all manner of actions Suites quarrells debts duties
 bonds bills writeings Obligatory reckonings accompts and demands
 whatsoever which against the Said Thomas Stanley I the Said Rob-
 ert Taverner by Virtue of the Said letter of Attorney or the Said
 Robert Webb by Virtue of the Said Executorship the heirs execut^{rs}
 or adm^{rs} of the Said Robert Webb or Daniel Keylway ever have
 had or may have hereafter for or by reason of any matter cause or
 thing whatsoever from the begining of the World to the day of the
 date hereof In testimony whereof I the Said Robert Taverner hath
 hereunto Sett my hand and Seale this twenty fourth day of Novem-
 ber in the yeare of Our Lord God One thousand Six hundred Seventy
 & foure Robert Taverner (Seale)
 Signed Sealed and delivered
 in the p^rsence of Us
 Memorandum that the words (& discharges)
 in the two & twentieth line were enterlyned

before the Sealeing and delivery hereof in the
prsence of Us.

Jn^o Dunch
Walter Dunch
J Browne
Richard Hill

This writeing of release was proved by the
Oath of Jn^o Dunch One of the wittnesses
thereunto this 11th day of December 1674
before mee Philip Calvert

Liber M M

To all xpiān people to whom this present writeing Shall Come Wee
William Downing of the Citty of Bristoll merchant and Thomas
Smart of the Same Citty merchant Send Greeting Whereas Wee
the Said William Downing and Thomas Smart did heretofore Send
with and consigne to One William Hattoft late of the Citty of
Bristoll who dyed in Virginia or Maryland Severall goods and mer-
chandizes to be by him Sold and disposed of for Our joynt accompt
and best advantage as by Our Severall invoyces and Orders there-
upon given Sent him may appeare Now Know yee that Wee the
Said William Downing and Thomas Smart have made assigned
Ordained authorized appointed & deputed and in Our places and
Steads by these presents have putt and constituted Our trustly and
welbeloved ffreind Thomas Jones of the Citty of Bristoll merch^t Our
true and lawfull Attorney for Us and in Our names and Steads and
to & for Our only proper uses & behoofes to aske levy demand re-
cover and receive of the executors or administrators of him the Said
William Hattoft deceased or of any other person or persons what-
soever whom it Shall or may concerne by any wayes or meanes what-
soever inhabiteing resideing or abideing in Virginia or Maryland
aforesaid all Such Sume and Summes of mony debts goods wares
tobacco merchandizes dues and demands whatsoever which are or
shall be due and Oweing unto Us or deteined from Us by the Said
executors or adm^{rs} or their agents or either of them or by any other
person or persons whatsoever either by bill bond booke accompt or
by any other wayes or meanes howsoever or for any matter or cause
whatsoever And also to call them or any or either of them to an
accompt or reckoning touching or concerning the premisses Giveing
and by these presents granting unto Our said Attorney Our full power
good right and lawfull authority in the premisses for Us and in
Our names and Steads to Sue arrest attach implead condemne and
imprison them the executors or administrators of the Said William
Hattoft or any other person or persons whom it Shall or may con-
cerne or any of their goods and Chattells and them and their goods
and Chattell's Out of prison againe to deliver or cause to be delivered
And also to compound with them or any of them touching or con-
cerning the premisses And after the receipt thereof or Composition
made as aforesaid acquittances or other lawfull discharges for the
Same So compounded for or received for Us and in Our names and
Steads to make Seale and deliver as Our Acts and deeds Attornyes

p. 273

Liber M M also One or more under him to make and Substitute and the same againe at his will and pleasure to revoke and generally to doe execute performe fullfill and finish all and whatsoever else Shall be needfull or necessary to be done in and about the premisses in as large and ample manner and forme as Wee Our Selves might have done if Wee had been there personally present Ratifieing confirming and allowing whatsoever Our Said Attorney Shall lawfull doe or cause or procure to be done in or about the premisses to be as good and effectually in the Law as if Wee had done the Same in Our owne persons And Wee doe hereby revoake all former letters of Attorney by Us granted to any other person whatever concerning the permises and Wee doe hereby declare the same to be void to all intents and purposes In wittnesse whereof Wee have hereunto Sett Our hands and Seales the twelfth day of August in the Six and twentieth yeare of the Reigne of Our Sovereigne Lord Charles the Second by the Grace of God of England Scotland ffrance & Irland King Defendour of the ffaith &c Annoq̃ Dom̃ 1674

Sealed and delivered in

the presence of

Tho: Dickeson

John Toptisse

W^m Doming (Sealed)

Tho: Smart (Sealed)

16th October 1674.

The abovewritten letter of Attorney was proved
before mee by the Oath of Thomas Dickeson
Charles Calvert.

Mathew Warde	}	John Scott lately of Talbott County Carpenter was
ag ^t		Sumoned by a writt of Priveledge of the right
John Scott	}	Hon ^{ble} the Lord & Proprietary of this Province &c
		from the Provinciaall Court here issuing to answer
		Mathew Warde Gent One of the Attornyes of the
		Said Court according to the libertyes and prive-
		ledges of the Same Court for Attornyes and other
		ministers of the same Court in a plea that he render
		unto the Said Mathew nine hundred pounds of to-
		bacco which he oweth and unjustly deteineth.

And whereupon the Said Mathew Warde in his proper person complaineth that whereas the Said John the thirteenth day of December One thousand Six hundred and Seventy by his certaine bill in writeing Sealed & delivered by the said John as his deed here in Court produced whose date is the day and yeare abovesaid became indebted to the Said Mathew in nine hundred pounds of to^b good Sound & merchantable in caske to be paid unto the Said Mathew his certaine Attorney execut^r administrators or assignes in and upon the tenth day of November then next ensueing the date of the said bill

Notwithstanding which the Said John the said Summe of Nine hundred pounds of tobacco to the Said Mathew nor to any other by his Order or for his use hath not paid according to the tenor of the Said bill but doth altogether refuse to pay the Same whereupon the Said Mathew Saith he is dampnified & hath losse to the value of twelve hundred pounds of tobacco & thereupon he bringeth his Suite. Liber M M

And the Said John by Vincent Lowe his Attorney doth come and defend the force and injury when &c and prayeth the heareing of the Said writeing and it is read unto him in these words Know all men by these presents that I John Scott of Talbott County Carpenter doe hereby acknowledge to be indebted unto Mathew Warde of S^t Johns in S^t Maries County in nine hundred pounds of good Sound merchantable tobacco in caske to be paid unto the Said Mathew his certaine Attorney his executors adm^r or assignes in or upon the tenth day of November next ensueing the date hereof at or in the now dwelling house of the said John Scott for the true and Sure payment whereof I bind me my heirs executors & administrators Sealed with my Seale dated this thirteenth day of December One thousand Six hundred & Seventy. which being read & heard the Said John by Vincent Lowe his Attorney craveth licence thereof to imparle untill the first day of the next Provinciaall Court and he hath it & the Same day is given to the Said Mathew here. p. 274

Att which day to witt the 14th day of April in the 43th yeare of his Lopps Dominion &c came the Said Mathew and the Said John by his Attorney aforesaid and the Said Vincent Saith that he is not informed by the Said John his Clyent of any answer thereunto to make therefore it is considered by the Court here that the Said Mathew recover against the Said John Scott aswell the Said Sume of nine hundred pounds of tobacco the debt aforesaid as also the Sume of three hundred forty three pounds of tobacco for his costs & charges in this behalfe expended and the Said John in mercy.

Thomas Locker	} Jonathan Squire administrator of the goods and Chattells of John Morecroft deceased
ag ^t	
Jonathan Squire adm ^r	
John Morecroft	} was attached to answer unto Thomas Locker of a plea of trespas upon the case.

And whereupon the Said Thomas by Robert Carville his Attorney Saith that whereas the Said John Morecroft in his life time to witt the Sixth day of December in the yeare of Our Lord 1673 was indebted to the said Thomas in the Summe of eight hundred thirty five pounds of tobacco for worke done for the Said John in his life time to witt from the first day of November 1672 to the Said Sixth day of December 1673 a particular whereof is hereunto annexed he the Said John in Consideration thereof did assume upon himselfe and to the Said Thomas did faithfully promise that he the said John the Said Summe of 835 1 of tob to him the Said Thomas

Liber M M would well and truly content & pay when thereunto required Yet notwithstanding the said John in his life time nor the said Jonathan Since his death to whom letters of administration of the Said Johns estate is in due forme committed not regarding the promise and assumption aforesaid the said Summe of 835 ^l of tobacco to him the said Thomas though often thereunto requested have not paid or Satisfied but the Same to pay and Satisfie he the Said Jonathan hath hitherto denyd and refused and Still doth deny to the damage of the Said Thomas 1000 ^l tobacco & thereupon he bringeth his Suite.

And the Said Jonathan by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and Saith that he can say nothing in barr and avoydance of the Said action of the Said Thomas by which the said Thomas remaineth against the said Jonathan thereof undefended Wherefore it is considered by the Court here that the Said Thomas recover against the estate of the Said John the said Summe of 835 ^l of tobacco and the said Jonathan in mercy.

p. 275	Daniel Jenifer ag ^t Lodowick Martin	}	Lodowick Martin late of Baltemore County otherwise called Lodowick Martin of S ^t Maries County in the Province of Maryland was Summoned to answer unto Daniel Jenifer of a plea that he render to him the summe of three hundred and eight pounds of tobacco which to him he oweth and unjustly deteineth &c.
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And whereupon the Said Daniel by Robert Carville his Attorney Saith that whereas the Said Lodowick upon the 10th day of July in the yeare of our Lord One thousand Six hundred Sixty nine by his certaine bill or writeing Obligatory Sealed with the Seale of him the said Lodowick and here in Court produced whose date is the day and yeare abovesaid did confesse himselfe to owe and Stand indebted unto him the Said Daniel the Summe of three hundred and eight pounds of good Sound merchantable tobacco and caske to be paid to the Said Daniel upon demand Yet the Said Lodowick the Said Summe of three hundred and eight pounds of tobacco though often there unto required to him the Said Daniel according to his Said bill hath not paid but the same to pay as yet doth deny and refuse to the damage of him the said Daniel five hundred pounds of tobacco and thereupon he bringeth his Suite.

And the Said Lodowick by Thomas Carleton his Attorney cometh and defendeth the force and injury when &c and Saith y^t he Saith nothing in barr or avoidance of the Said action of the aforesaid Daniel by which the Said Daniel remaineth against the Said Lodowick thereupon undefended therefore it is considered that the Said Daniel recover against the Said Lodowick his debt of three hundred and eight pounds of tobacco as also the Summe of five

hundred ninty Six pounds of tobacco costs of Suite to him the Said Daniel of his assent by the Court adjudged and the aforesaid Lodowick in mercy. Liber M M

Garrett Vansweringen	}	Curtis ffletcher late of S ^t Maries County
ag ^t		otherwise called Curtis ffletcher of the
Curtis ffletcher	}	County of S ^t Maries Marriner was Sumoned
		to answer unto Garrett Vansweringen of a
		plea that he render unto him the summe of
		three thousand pounds of neate porke which
		to him he oweth & unjustly deteineth &c.

And whereupon the Said Garrett Vansweringen by Kenelm Cheseldyn his Attorney Saith that whereas the Said Curtis ffletcher upon the tenth day of June in the yeare of Our Lord 1673 by his certaine writeing Obligatory Sealed with the Seale of him the Said Curtis ffletcher here in Court produced whose date is the day and yeare abovewritten did acknowledge himselfe his heirs executors adm^{rs} or assignes to be oweing and Stand justly indebted unto the Said Garrett Vansweringen his heirs executors adm^{rs} or assignes in the full and neate quantity of three thousand pounds of neate porke to be delivered convenient at the Citty of S^t Maries at or before the last day of December then next ensueing the date thereof To the which payment well and truly to be made and done he did bind himselfe his heirs executors administrato^{rs} or assignes firmly by those presents Notwithstanding which the Said Curtis ffletcher the Said Summe of three thousand pounds of neate porke though often thereunto required according to the tenōr of his Said writeing Obligatory hath not paid unto him the Said Garrett Vansweringen but the same to pay hitherto hath and Still doth altogether deny whereupon the Said Garrett Vansweringen Saith he is dampnified and hath losse to the value of five thousand pounds of tobacco & thereupon he bringeth his Suite. p. 276

And the Said Curtis ffletcher in his proper person Cometh into Court here and Saith nothing in barr or avoidance of the action aforesaid of the Said Garrett by which the Said Garrett remaineth against the Said Curtis thereupon undefended therefore it is considered by the Court here that the Said Garrett Vansweringen recover against the Said Curtis ffletcher aswell his debt of three thousand pounds of neate porke as also the Summe of pounds of tobacco for his costs and charges in that behalfe expended and laid Out and the Said Curtis in mercy.

Garrett Vansweringen	}	Curtis ffletcher late of S ^t Maries County
ag ^t		otherwise called Curtis ffletcher of the County
Curtis ffletcher	}	of S ^t Maries in the Province of Maryland
		was Sumoned to answer unto Garrett Van-

Liber M M

sweringen of a plea that he render unto him the Summe of nine hundred pounds of tobacco in caske which to him he oweth and unjustly deteineth &c.

And whereupon the Said Garrett Vansweringen by Kenelm Cheseldyn his Attorney Saith that whereas the Said Curtis ffletcher the eight and twentieth day of June in the yeare of Our Lord One thousand Six hundred Seventy three by his certaine writeing Obligatory Sealed with the Scale of the Said Curtis and here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to be holden and firmly bounden into the Said Garrett Vansweringen of the County of St Maries in the province aforesaid in the full quantity of nine hundred pounds of good sound merchantable tobacco in caske being for a Valuable consideration already received to be paid to the said Garrett Vansweringen or to his certaine Attorney his heirs executors administrators or assignes convenient in the County aforesaid at or upon the tenth day of October then next ensueing to the w^{ch} payment well and truly to be made he did bind himselfe his heirs executors and adm^{rs} firmly by those presents Notwithstanding which the Said Curtis ffletcher the Said Summe of nine hundred pounds of tobacco and caske though often thereunto required according to the tenor of his Said writeing obligatory to him the Said Garrett Vansweringen hath not paid but the Same to pay hitherto hath and Still doth deny whereupon the Said Garrett Vansweringen Saith he is dampnified and hath losse to the value of fifteen hundred pounds of tobacco & thereupon he bringeth his Suite.

And the Said Curtis ffletcher in his proper person cometh into Court here and Saith nothing in barr or avoidance of the action aforesaid of him the Said Garrett Vansweringen by which the Said Garrett remaineth against the Said Curties thereupon undefended Therefore it is considered by the Court here that the Said Garrett Vansweringen recover against the Said Curtis ffletcher aswell his debt of nine hundred pounds of tobacco in caske as also the summe of pounds of tobacco for his costs and charges in that behalfe laid Out and expended and the Said Curtis in mercy.

Richard Smith	} William Worgan late of Dorchester County otherwise called William Worgaine of Dorchester County in the Province of Maryland Inholder was Sumoned to answer unto Richard Smith in a plea that he render unto him the Summe of Six thousand five hundred pounds of tobacco which to him he oweth and unjustly deteineth &c.
ag ^t	
W ^m Worgan	

p. 277

And whereupon the Said Richard by Kenelm Cheseldyn Saith that whereas the Said William Worgan the fifteenth day of January

Anno Dom̃ 1673 by his certaine writeing Obligatory Sealed with the Seale of the Said William here in Court produced whose date is the day and yeare abovewritten did bind himselfe his heirs executors administrators to pay or cause to be paid to Richard Smith of S^t Leonards in Calvert County his heirs executors adm^{rs} or assigns the full and just Summe of six thousand five hundred pounds of good Sound well conditioned tobacco and casque in Some convenient place in Dorcet County upon demand for the true performance thereof did thereunto Sett his hand and Seale Notwithstanding which the Said William the Said Summe of Six thousand five hundred pounds of tobacco according to the tenor of his Said writeing Obligatory hath not paid though often thereunto required but the Same to pay hitherto hath and Still doth altogether deny to the damage of the Said Richard eight thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said William by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and Saith nothing in barr or avoydance of the action aforesaid of him the Said Richard by which the Said Richard against the Said William remaineth thereupon undefended Therefore it is considered by the Court here that the said Richard Smith recover ag^t the Said William Worgan aswell his debt of Six thousand five hundred pounds of tobacco as also the Summe of five hundred and twelve pounds of tobacco for his costs and charges in this behalfe expended and laid Out and the Said William Worgan in mercy &c.

M^r Carvile

S^r my Kind respects presented unto you the cause of my writeing unto you is to acquaint you that the business betweene Henry Turner and me you need not proceed in for we have done but I desire you to appear for me in the businesse betweene M^r Smith and me and to confesse judgment So hoping you will not faile I rest your
October the 10th 1674. William Worgen.

Upon the Petition of Charles Hay that Joseph Brough in his life time Stood indebted to him three hundred pounds of tobacco the remainder of his wages prayeth Order for the Same and George Marshall Administrator of the Said Brough being then in Court undertooke the payment of the same out of the estate of the Said Joseph.

Margarett Penry	} Thomas Howell late of Baltemore County Gent
ag ^t	
Thomas Howell	} otherwise called Thomas Howell of Caecil County
	} Gent was Sumōned to answer unto Margaret
	} Penry in a plea that he render unto her the sume
	} of One hundred and twelve thousand foure hun-

Liber M M

dred foure pounds of tobacco which to her he oweth and unjustly deteineth

And whereupon the Said Margaret Penry by Kenelm Cheseldyn her Attorney Saith that whereas the Said Thomas Howell the tenth day of October in the 43th yeare of the Dominion of Caecilius & Annos Dom 1674 at Caecil County aforesaid did borrow of her the Said Margaret the sume of One hundred and twelve thousand foure hundred pounds of tobacco to be paid to her the Said Margaret when thereunto required Notwithstanding which the Said Thomas the said One hundred and twelve thousand foure hundred pounds of tobacco to her the said Margaret though often thereunto required hath refused to pay and Satisfie and the same to pay and Satisfie as yet doth deny and refuse whereupon the said Margaret Saith she is dampnified and hath lost to the value of fifty thousand pounds of tobacco and thereupon she produces her Suite &c.

And the aforesaid Thomas Howell in his proper person cometh and defendeth the force and injury when &c and the Said Thomas here in Open Court acknowledges the debt aforesaid of the said Sume of One hundred and twelve thousand and foure hundred pounds of tobacco by which the Said Margaret against the Said Thomas for the Said debt of One hundred and twelve thousand and foure hundred pounds of tobacco remaineth wholly undefended Therefore it is considered by the Court here that the Said Margaret recover against the Said Thomas the said Summe of One hundred and twelve thousand and foure hundred pounds of tobacco But that as to fifty Six thousand and two hundred pounds part of the said tobacco that execution thereof cease until the tenth day of October next which shall be in the yeare of Our Lord One thousand Six hundred Seventy five.

And the Said Margaret by Robert Ridgely her Attorney cometh into Court and acknowledgeth her Selfe Satisfied contented and paid the Sume of twelve thousand foure hundred pounds of tobacco part of the judgment abovesaid.

And it is here further Ordered by the consent of the parties abovesaid that the Suite depending in Chancery betweene the Said Margaret Penry Complaint and the Said Thomas Howell and Johanna Goldsmith def^{ts} be dismist each party paying their Owne costs.

Thomas Aron	}	Jonathan Squire late of S ^t Maries County
ag ^t		administrat ^{rs} of the goods and Chattells of
Jonathan Squire adm ^r		John Morecroft deceased was attached to
John Morecroft.	}	answer unto Thomas Aron in a plea of trespass upon the case.

And whereupon the Said Thomas by Robert Carvile his Attorney Said that whereas the Said John in his life time to witt upon the tenth day of November in the yeare of Our Lord One thousand Six

hundred Seventy two Stood indebted to the Said Thomas in the Summe of foure hundred pounds of tobacco he the Said John in consideration thereof did assume upon himselfe and to the Said Thomas did faithfully promise to pay unto the Said Thomas the Said Summe of foure hundred pounds of tobacco when thereunto requested Yet notwithstanding the Said John in his life time and the said Jonathan Since his death the Said promise aforesaid little regarding the Said Summe of foure hundred pounds of tobacco to him the Said Thomas though often thereunto requested hath not paid to him but the Same to pay hath denyed and Still doth deny to the damage of the Said Thomas Six hundred pounds of tobacco and thereupon he bringeth his Suite.

And the Said Jonathan by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and Saith that he hath nothing to Say in barr or avoidance of the Said action of him the Said Thomas whereupon the Said Thomas remaineth against the Said Jonathan thereof undefended Therefore it is considered that the Said Thomas recover against the Said Jonathan the Said Summe of foure hundred pounds of tobacco debt.

Upon the Petition of William Asbestone that he lent unto Joseph Brough deceased in june last One hundred and eleaven pounds of cleare & Sifted meale of indian Corne weighed by George Marshall administrat^r of the deceased

Ordered that the Said George Marshall adm^r of the Said Joseph deceased pay the same to the Petitioner or Satisfaction in tobacco for the Same according to the prayer in the said Petition.

Whereas it appeares to the Comissary Generall for probate of wills and granting administrations that John Brewer hath not exhibited a true inventory of the estate of the said John Hatton deceased nor a true accompt of the Said estate to the Second administrator it is this day to witt the Sixteenth day of October in the 43th yeare of his Lopps Dominion &c Ordered by the Court here that the bond for administration be assigned over unto Samuel Hatton adm^r of John Hatton deceased.

Garrett Vansweringen	} It was Comanded the Sheriff of S ^t Maries County That he take James Lewis otherwise called James Lewis So that he have his body before the justices of this Court here the thirteenth day of October in the 43 th yeare of his Lopps Dominion &c to answer unto Garrett Vansweringen in a plea that he render unto him the summe of One thousand three hundred pounds of tobacco which to him he oweth and unjustly deteineth at which day the Same Sheriff returnes that the said James Lewis
ag ^t	
James Lewis	

Liber M M absconds and lye hid So that he could not have his body at the day and place as he was required. Whereupon the Said Garrett by Kenelm Cheseldyn his Attorney prayeth attachment against the goods and Chattells of the said James Lewis according to Act of Assembly in that case made and provided and it is granted unto him by the Court here.

Garrett Vansweringen ag ^t James Lewis	}	Comand was given to the Sheriff of S ^t Maries County that he take James Lewis if &c and him Safe Keepe So that he have his body here the thirteenth day of October in the 43 th yeare of his Lopps Dominion &c to answer unto Garrett Vansweringeen of a plea that he render unto him the Summe of two thousand eight hundred Sixty two pounds of tobacco which to him he oweth & unjustly deteineth Att which day the Same Sheriff returnes that the said James Lewis absconds and lye hid So that he could not have his body at the day and place as he was comanded Whereupon the Said Garrett by Kenelm Cheseldyn his Attorney prayeth attachment against the goods and Chattells of the Said James Lewis according to Act of Assembly in that case made and provided. and it is granted unto him by the Court here.
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John Gittings and Robert Heigh of Calvert County Gent being comissionated Comissioners and justices to serve for the Said County and refusing to Serve and Officiate fined according to Act of Assembly.

Upon the Petition of William Melton that whereas an action was brought in Calvert County Court the 17th of August last past by John Troster against the Petitioner as administrator of John ffoster in prosecution of which suite Severall accompts were exhibited by the Said Troster against the estate of the Said ffoster which accompts the petitioner conceives unjust and not to be allowed, whereupon the petitioner did upon giveing judgm^t appeale to this Court and prayes entry of his Said appeale which was refused him

Therefore it is by the Court here Ordered that the petitioners appeale be admitted and that the petitioner give Security to the County Court for the prosecution of the Said appeale.

The Hon^{ble} the Chancellour Thomas Taillor Thomas Truman and Baker Brooke Esq continue the causes in Chancery untill the eighth day of December next.

The Provinciall Court adjourned untill the same day.

p. 280 Maryland ss.

Att a Provinciall Court of the Right Hon^{ble} the Lord Proprietary of this Province held at the Citty of S^t Maries the eighth day of

December in the 43th yeare of his Lopp's Dominion &c Annoq̃ Dom̃ Liber M M
1674 and from the Said eighth day of December by his Lordships
writt of adjournment adjourned untill the ninth day of the Same
month and there Continued untill the fourtenth day of the Same
December at which Said ninth day of December were present.

The Hon^{ble} { Charles Calvert Esq̃ Leivtennt Gen^{ll} and Cheife justice
Philip Calvert Esq̃ Chancellour
W^m Calvert Esq̃ Secretary
Baker Brooke Esq̃ Survey^r Gen^{ll} } justices
Samuel Chew Esq̃

Jn^o Blomfeild Ct Cur.

Then came John Quigley of the Citty of S^t Maries Gent and was
admitted and Sworne one of the Attornyes of this Court.

Came Richard Speed of Bristoll Marriner in his proper person and
acknowledged judgment to the Hon^{ble} Charles Calvert Esq̃ for the
Summe of foureteene thousand pounds of tobacco the tenth day of
December in the yeare aforesaid.

George ffinion deposeth in Open Court that he Sold John
Blackistone a Servant for two and twenty hundred pounds of to-
bacco and that he never received any part or parcell thereof also
unto Samuel Dobson One Servant for the Same quantity and
never received any part thereof and also to Robert Ware One Ser-
vant for the Same quantity of which he hath received two hundred
pounds of tobacco and no more.

Thomas Gibson p^t }
ag^t } in ejectm^t
James Neale & ux def^{ts} }

The defendants alleadging no notice was given them at the re-
survey of the land in question and the Same being now returned
with the Verdict of the jury

Ordered that the parties and evidences may have notice to be there-
upon the resurveying the same together with the Surveyour Gen^{ll}
or his Deputy On the third day of ffebruary next and also notice to
the same jurors and in case of default of any the jurors that the
Sheriff returne tales

Know all men by these presents that I Hugh Roy of New Kent
planter in Virginia doe constitute Ordaine and appoint M^r Thomas
Dent Gent of S^t Maries River in Maryland to be my true and lawfull
Attorney for me and in my name Stead and place to aske Levy and de-
mand all Such Summe or Summes of Mony or tobacco which is due
unto me the Said Roy from M^r John Quigley and likewise doe empower
my Said Attorney to impleade and sue the said Quigley and to make

Liber M M any other Attorney or Attornyes if it Shall be thought convenient by my Said Attorney and whatsoever my Said Attorney shall lawfully act or doe in or about the premisses I doe by these presents ratifie confirme and allow of to all intents and purposes as if I my Selfe were personally present I wittnes of the Same I have hereunto Sett my hand and Seale the 13 day of August 1674.

Signed Sealed and delivered

Signum

Coram me John West.

Hugh *HR* Roy (Sealed)

Thomas Young

John Waters.

December the 11th 1674.

The abovesaid Letter of Attorney was in Open Court by the Oath of Thomas Young One of the witnesses thereunto proved to be the Act and Deed of the said Hugh Roy.

p. 281 Thomas Bland } Thomas Gant of Calvert County Victualler other-
ag^t } [wi]se called Thomas Gant of Petuxent River in
Thomas Gant } Calvert County Gent w[as] Sumōned to answer unto
Thomas Bland One of the Attornyes &c in a plea
of Debt.

And whereupon the Said Thomas Bland in his Proper person Saith that whereas the Said Thomas Gant the tenth day of August 1672 by his certaine writeing Obligatory Sealed with the Seale of the Said Thomas Gant here in Court produced whose date is the day and yeare abovesaid became obliged unto the Said Thomas Bland in the full Summe of Six pounds mony Sterling to be paid in peices of eight at five Shillings *℥* peice to be paid the last day of December then next following unto the Said Thomas Bland Notwithstanding the Said Thomas Gant the Said Six pounds mony Sterling in peices of eight at five shillings *℥* peice hath not paid and performed according to the Said writeing Obligatory but doth altogether refuse to pay the Same whereupon the Said Thomas Bland Saith he is dampnified and hath lost to the value of ten pounds Sterling mony of England whereupon he brings his suite

And the Said Thomas Gant by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the first day of the next Provinciaall Court and it is granted unto him and the same day is given to both parties here.

Now here at this day to witt the ninth day of December in the 43th yeare of his Lopps Dominion &c Came the said Thomas Gant by Robert Carvile his Attorney but the Said Thomas Bland came not to prosecute his action aforesaid whereupon the Said Thomas Gant prayed a non suite might be awarded against him which was accordingly granted by the Court here and that the Said Thomas Bland

pay unto the Said Thomas Gant the summe of Seaven hundred
Sixty and One pounds of tobacco for his costs and charges in this
behalf laid Out and expended and the Said Thomas Bland in
mercy. Liber M M

James Beamont } John Allen Gent High Sheriff of Charles County
ag^t } otherwise called John Allen of Charles County
John Allen } Merchant was Sumōned to answer unto James
Beaumont of Boston in New-England of a plea that
he render unto him twenty eight thousand nine hun-
dred and forty pounds of tobacco which to him he
oweth and unjustly deteineth

And whereupon the Said James by Robert Carvile his Attorney
Saith that whereas the Said John upon the One and twentieth day of
July in the yeare of Our Lord 1673 by his certaine bill or writeing
Obligatory Sealed with the Seale of him the Said John and here in
Court produced whose date is the day and yeare aforesaid did con-
fesse and acknowledge himselfe to owe and Stand indebted unto the
Said James Beaumont in the full and just quantity of twenty eight
thousand nine hundred and forty pounds of good Sound and mer-
chantable tobacco and caske to conteine the same to be paid to the
Said James Beamont his heirs execut^{rs} administrators or certaine
Attorney before the tenth day of October next ensueing the date of
the Said bill in Some convenient place in the said County Yet not-
withstanding the Said John Allen the said Summe of twenty eight
thousand nine hundred and forty pounds of tobacco to him the Said
James according to the Said writeing Obligatory though thereunto
requested hath not hitherto contented or paid but the Same to pay
hath and Still doth deny and refuse to pay to the damage of him
the Said James forty thousand pounds of tobacco and thereupon he
bringeth his Suite. p. 282

And the Said John by Kenelm Cheseldyn his Attorney cometh and
defendeth the force and injury when &c and prayeth liberty of
Speakeing hereunto untill the first day of the next Provinciaall Court
and the Same day is given to both parties.

Att which day to witt the eighth day of December in the three and
fortith yeare of the Dominion of Caecilius &c the Said Court was
by his Loppes writt of adjournment adjourned untill the next day

Att which day to witt the ninth day of December in the yeare
aforesaid came the Said James by Robert Carvile his Attorney and
offered himselfe against the Said John in the plea aforesaid but the
Said John Allen came not but made default. therefore it is consid-
ered by the Court here that the Said James recover against the Said
John Allen aswell the said Summe of twenty eight thousand nine
hundred and forty pounds of tobacco his debt aforesaid as also the
Summe of nine hundred and Seaven pounds of tobacco for his costs

Liber M M and charges in this behalfe laid Out and expended and the Said John in mercy.

Henry Aspinall	} these five causes agreed.
ag ^t	
Stephen Murty	
John Browne	
ag ^t	
William King	
Hugh Magarro	
ag ^t	
Robert Doyne	
John Quigley	
ag ^t	}
William Berry	
John Quigley	
ag ^t	
James Berry	}

Charles Delaroch	} Tobias Wells late of Kent County executor of the last will and Testament of Mary Pyne deceased was Sumōned to answer unto Charles Delaroch in a plea that he render unto him the summe of One thousand pounds of tobacco which from him he unjustly deteineth
ag ^t	
Tobias Wells execut ^r	
Mary Pyne	}

p. 283 And whereupon the Said Charles by Kenelm Cheseldyn his Attorney Saith that whereas the Said Mary in her life time to witt the fifth day of March in the yeare 1672 did by her certaine writeing Obligatory Sealed with the Seale of the Said Mary here in Court produced whose date is the day and yeare abovewritten bind her Selfe her heirs executors administrators or assignes to pay or cause to be paid unto the Said Charles Delaroch his heirs execut^rs administrators or assignes the just and full Summe of One thousand pounds of good Sound merchantable tobacco and caske at or upon the tenth day of October next ensueing the date thereof Notwithstanding which the Said Mary Pyne the Said Summe of One thousand pounds of tobacco though often thereunto required to him the Said Charles in her life time hath not paid according to the tenor of the Said bill nor the Said Tobias Since her death executor of the last will and Testament of the Said Mary but the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Charles two thousand pounds of tobacco And thereupon he bringeth his Suite.

And the Said Tobias by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith that the aforesaid Charles Ought not to have his action against him because he Saith he hath fully administred all the goods and Chattells that were of

the aforesaid Mary at the time of her death and that he hath no goods or Chattells which were the aforesaid Mary at the time of her death in his hands to be administred nor had the day the issueing forth the Originall writt of him the Said Charles nor at any time after and this he is ready to averre whereupon he demands judgment if the aforesaid Charles ought thereupon to have his action aforesaid against him. Liber M M

And the aforesaid Charles Saith that he Ought not to be debarred has action aforesaid because he Saith that the aforesaid Tobias Wells hath not fully administred all and Singular the goods and Chattells which were the aforesaid Mary at the time of her death in his hands to be administred and were at the day of the issueing forth of the Originall writt of him the Said Charles and Still is and this he prayeth may be enquired of by the Country.

Now here at this day came the Said Charles by Kenelm Cheseldyn his Attorney and the Said Tobias likewise came and Saith nothing in barr of the action aforesaid of him the Said Charles therefore it is considered by the Court here that the Said Charles recover against the Said Tobias the said Summe of One thousand pounds of tobacco but So as execution cease untill assetts come to his hands of the estate of the Said Mary Pyne deceased.

John Balley ag ^t Richard Bayly	}	Richard Bayly of the County of Calvert Inholder was Summoned to answer unto John Balley of the County of S ^t Maries in a plea that he render unto him five thousand Six hundred and thirty pounds of tobacco which he oweth and unjustly deteineth
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And whereupon the said John Balley by George Oldfeild his Attorney Saith that whereas the Said Richard Bayly upon the tenth day of July One thousand Six hundred Seventy foure and in the three and fortith yeare of the Dominion of Caecilius &c by his certaine bill Obligatory Sealed with the Seale of him the Said Richard Bayly beareing date as abovesaid and here in Court produced did bind himselfe his heirs executors and administrators to pay unto the Said John Balley his heirs executors administrators or assignes the just and full Summe of five thousand Six hundred and thirty pounds of tobacco good Sound and merchantable according to Act of Assembly to be paid upon demand in Some convenient place in the River of Petuxent which said Summe of five thousand Six hundred and thirty pounds of tobacco and caske he the Said Richard hath not paid though often thereunto required and the Same to pay doth Still altogether refuse whereupon the Said John Balley Saith he is damp-
nified and losse hath to the value of eight thousand pounds of tobacco and thereupon he bringeth his Suite. p. 284

And the Said Richard by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of

Liber M M Speakeing hereunto untill the next Provinciaall Court and the Same day is given to both parties.

Now here at this day to witt the twelfth day of December in the 43th yeare of the Dominion of Caecilius &c came the Said John Balley by George Oldfeild his Attorney and the Said Richard Bayly in his proper person likewise came and the Said Richard Saith nothing in barr or avoidance of the action aforesaid of the Said John whereupon the Said John remaineth against the Said Richard thereof undefended therefore it is considered by the Court here that the Said John Balley recover against the Said Richard Bayly aswell the Said Summe of five thousand Six hundred and thirty pounds of tobacco his debt aforesaid as also the summe of One thousand thirty nine pounds of tobacco more for his costs and charges in this behalfe laid Out and expended and the Said Richard in mercy.

Garrett Vansweringen & John Quigley ag ^t Evan Carrew	}	Evan Carew late of S ^t Maries County otherwise called Even Carew of S ^t Maries County in the Province of Maryland was Sumōned to answer unto Garrett Vansweringen and John Quigley in a plea that hee render unto them the Summe of eight hundred ninty One pounds of tobacco which to them he oweth and unjustly deteineth.
--	---	--

And whereupon the Said Garrett and John by Kenelm Cheseldyn their Attorney Say that whereas the Said Evan the third day of October in the yeare 1672 did by his certaine writeing Obligatory Sealed with the Seale of the Said Evan here in Court produced whose date is the day and yeare abovewritten acknowledge himselfe to be holden and firmly bounden unto Garrett Vansweringen and John Quigley of the City of S^t Maries in the Province of Maryland the full Summe of foure hundred Sixty Seaven pounds of tobacco Sound and merchantable tobacco for accomodations received to be paid to the Said Garrett Vansweringen and John Quigley their certaine Attorney their heirs executors administrators or assignes or either of them convenient in S^t Maries County aforesaid upon all demands to which payment well and truly to be paid he did bind himselfe his heirs executors administrators firmly by these presents And whereas the Said Even the third day of December in the yeare 1672 by his certaine other writeing Obligatory Sealed with the Seale of the Said Evan here in Court produced whose date is the same day and yeare next abovewritten acknowledge himselfe holden and firmly bound unto the said Garrett Vansweringen and John Quigley of the City of S^t Maries in the Province of Maryland in the full quantity of foure hundred twenty foure pounds of good Sound merchantable tobacco in caske being for accomodations already received to be paid unto the said Garrett Vansweringen and John Quigley their heirs

executors or assignes or either of them convenient in the County aforesaid upon all demand To which payment well and truly to be made he did bind himselfe his heirs executors and administrators firmly by those presents Notwithstanding which the Said Even Carew the Said Severall Summes of foure hundred twenty foure pounds of tobacco and foure hundred Sixty Seaven pounds of tobacco in the whole amounting to the summe of eight hundred ninty One pounds of tobacco though often thereunto required hath not paid but the Same to pay hitherto hath and Still doth altogether deny to the damage of them the Said Garrett and John One thousand pounds of tobacco And thereupon they bring their Suite.

Liber M M

p. 285

And the Said Evan Carew in his Proper person in the Custody of the Sheriff of S^t Maries County cometh and defendeth the force and injury when &c and Saith nothing in barr or avoidance of the action aforesaid of them the Said Garrett and John Whereupon the Said Garrett and John remaine against the Said Evan thereof undefended therefore it is considered by the Court here that the Said Garrett and John recover against the Said Evan Carew their debt of eight hundred ninty One pounds of tobacco aforesaid as also the Summe of _____ pounds of tobacco for their costs and charges in that behalfe laid Out and expended and the Said Evan in mercy.

The Lord Proprietary ag ^t Garrett Vansweringen The Same ag ^t John Barnes execut ^r Walter Waterling	}	Ordered that the Comissary Gen ^l for probate of Wills and granting administracōns receive State and audite the accompt of the administration of the estate of W ^m Hattost deceased and report thereof make to the justices of the next Provinciaall Court.
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Charles Delaroch ag ^t John Allen adm ^r W ^m Jackson	}	John Allen late of Charles County Sheriff Administrat ^r of the goods and Chattells of William Jackson deceased was attached to answer Charles Delaroch in a plea of trespass upon the case.
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And whereupon the Said Charles by Kenelm Cheseldyn his Attorney complaineth that whereas the Said William Jackson his life time the fourth day of May in the year 1673 Stood indebted to the Said Charles for divers liquors and Other accomodations received at the house of him the said Charles as also for foure peices of eight lent him the Said William a particular of all which is here in Court produced amounting in the whole to eight hundred and fifty pounds of tobacco In consideration whereof the Said William did assume upon himselfe & to the said Charles did faithfully promise that he the said William when thereunto required to him the Said Charles the said summe of eight hundred and fifty pounds of tobacco would well and truly content and pay Notwithstanding which the said William

Liber M M though often thereunto required the said summe of eight hundred and fifty pounds of tobacco to him the said Charles in his life time hath not paid nor the said John Since his death to whom administration of all and Singular the goods and Chattells which were the Said Williams at the time of his Death Since his death hath been Committed but the same to pay hath and Still doth deny to the damage of the said Charles twelve hundred pounds of tobacco & thereupon he bringeth his Suite

And the said John Allen by Samuel Cressey his Attorney cometh & defendeth the force and injury when &c and Saith that the Said
p. 286 Charles his Action against him Ought not to have because he Saith that he hath fully administred all and Singular the Goods Chattells Rights & Creditts which were of the Said William and to his hands ever came and this he is ready to averr.

Now have at this day to witt the ninth day of December in the 43th yeare of the Dominion of Caecilius &c came the said Charles Delaroch by Kenelm Cheseldyn his Attorney and Offered himselfe ag^t the Said John Allen but the said John came not but made default Therefore it is considered by the Court here that the Said Charles recover against the estate of the Said William Jackson in the hands of the Said John Allen the said Summe of eight hundred and fifty pounds of tobacco his debt aforesaid.

Charles Delaroch	}	John Allen late of Charles County Sheriff Administrator of the goods and Chattells of William Jackson deceased was Sumoned to answer Charles Delaroch in a plea that he render unto him the summe of Seaven hundred Seventy Six pounds of tobacco w ^{ch} from him he unjustly deteineth.
ag ^t		
John Allen adm ^r		
William Jackson		

And whereupon the Said Charles by Kenelm Cheseldyn his Attorney Saith that whereas the Said William in his life time the third day of May in the yeare 1673 did by his certaine writeing Obligatory Sealed with the Seale of the Said William here in Court produced whose date is the same day & yeare abovewritten acknowledge himselfe to owe and Stand indebted unto the Said Charles of the Said County and Province the Summe of Seaven hundred Seventy Six pounds of tobacco in leafe Sound and good in caske and for the paym^t thereof well and truly to be made at Some convenient place in Petuxent River at or upon the tenth day of October next ensueing the date thereof unto the Said Charles Delaroch his heirs executors administrators or assignes did bind himself his heirs executors administrators and assignes firmly by those presents Notwithstanding which the Said William the said summe of Seaven hundred Seventy Six pounds of tobacco according to the tenor of his said bill though often thereunto required in his life time hath not paid nor the said

John Since his death to whom administration of all and Singular the goods and Chattells which were the Said William at the time of his death Since his death hath been committed but the same to pay hath and Still doth deny to the damage of the said Charles One thousand pounds of tobacco and thereupon he bringeth his Suite. Liber M M

And the Said John Allen by Samuel Cressey his Attorney cometh and defendeth the force and injury when &c and Saith that the said Charles Delaroch his action against him Ought not to have because he Saith that he hath fully administred all and Singular the goods chattells rights & Creditts which were of the Said William and to his hands ever came and this he is ready to averr.

Now here at this day to witt the ninth day of December in the 48th year of the Dominion of Caecilius &c Annoq; Dom̃ 1674 came the Said Charles Delaroch by Kenelm Cheseldyn his Attorney and offered himselfe against the Said John in the plea aforesaid but the said John came not but made default Therefore it is considered by the Court here that the said Charles recover against the estate of the said William in the hands of the said John Allen the said summe of Seaven hundred Seventy Six pounds of tobacco his debt aforesaid.

p. 287

Anne Neale	}	these five causes agreed.
ag ^t		
John Allen		
Henry Aspinall		
ag ^t		
Stephen Murty		
John Quigley		
ag ^t		
James Berry		
John Quigley		
ag ^t		
W ^m Berry		
Josias ffendall		
ag ^t		
John Allen		

Mary Thomas Adm ^r	}	John Allen late of Charles County High Sheriff Administrat ^r of the goods and Chattells of Nicholas Solby of the said County Apothecary deceased was Summoned to answer unto Mary Thomas Administratrix of the goods and Chattells of John Thomas deceased in a plea that he render unto her the summe of Seaven thousand five hundred ninty two pounds of tobacco which from her he unjustly deteineth
John Thomas		
ag ^t		
John Allen adm ^r		
Nicholas Solby		

Liber M M And whereupon the Said Mary by Kenelm Cheseldyn her Attorney Saith that whereas the Said Nicholas Solby in his life time the ninth day of March in the yeare 1672 did by his certaine writeing Obligatory Sealed with the Seale of the said Nicholas here in Court produced whose date is the same day and yeare abovewritten bind himselfe his heirs executors adm^{rs} to pay unto the said John Thomas of the County of Stafford merchant or his certaine Attorney the full and just quantity of Seaven thousand five hundred ninty two pounds of every way good conditioned large arrenoco tobacco and caske cleere of ground leaves and trash tobacco the tenth day of October next upon his Owne plantation in Nangemy Notwithstanding which the Said Nicholas in his life time nor the aforesaid John Since the death of the Said Nicholas to whom the administration of all the goods which were the aforesaid Nicholas at the time of his death after his death to the said John committed hath not paid to the said John Thomas in his life time nor to the said Mary Since his death to whom administration of all and Singular the goods and Chattells which were the said John Thomas at the time of his death after his death to her committed hath not paid though often thereunto required but the same to pay hath and Still doth altogether deny to the damage of the said Mary tenn thousand pounds of tobacco and thereupon she bringeth her Suite.

And the Said Mary also bringeth here in Court the letters of administration to her granted of all and singular the goods and Chattells which were the said John at the time of his death Since his death to her committed that it may appeare to the Court here that she is adm^{rx} of the said John and thereof to have administration

p. 288 And the Said John Allen by Samuel Cressey his Attorney cometh and defendeth the force and injury when &c and the said John Saith that the Said Mary Thomas her action aforesaid Ought not to have because he Saith that he hath fully administred all and Singular the Goods Chattells rights and Creditts which were of the said Nicholas and to his hands ever came and this he is ready to averre

Now here at this day to witt the ninth day of December came the said Mary Thomas by Kenelm Cheseldyn her Attorney and the said John Allen by Samuel Cressey his Attorney and the said John Allen saith nothing in barr of the action aforesaid of her the Said Mary whereupon the said Mary remaineth against the said John thereof undefended Therefore it is considered by the Court here that the said Mary recover against the said John Allen as administrator aforesaid the said summe of Seaven thousand five hundred ninty two pounds of tobacco but so as execution thereof cease untill assetts come to his hands.

Liber M M

John Dunston	}	these foure causes continued untill next Provinciall Court.
ag ^t		
John Allen adm ^r		
Nicholas Solby		
Daniel Jenifer		
ag ^t		
Jonathan Squire adm ^r		
John Morecroft.		
Lord Proprietary		
ag ^t		
Luke Barbier	}	
Thomas Carleton		
ag ^t		
John Hall & a ^t	}	

Edward Armstrong	}	the def ^t not appeareing by himselfe or Attorney to defend this Suite and the Sheriff being here- tofore Amerced for his default herein Ordered that he be reamerced.
ag ^t		
John Anderson		

Edmund Hinchman [?]	}	Continued and to tryall next Court.
ag ^t		
Samuel Hatton		

Robert Carvile	}	the Sheriff of Charles County haveing returned a Cepi last Court and the def ^t not appeareing by himselfe or Attorney Ordered that the Sheriff be amerced 40 ^s .
ag ^t		
ffrancis Kilborne		

Daniel Jenifer	}	these two causes continued untill next Court.
ag ^t		
John Maning		
John Waterton		
ag ^t		
John Desiardine		

John Ashcomb	}	these two causes agreed.
ag ^t		
Richard Meekins		
the Same		
ag ^t		
the Same	}	
Edward Savage		
ag ^t		
John Clements		

p. 289

Liber M M	John Clements } ag ^t } James Cleyland } John Moll } ag ^t } Henry Brayne } George Robbins } ag ^t } Henry Brayne } Robert Edmunds } ag ^t } Richard Bayly } Jonathan Squire adm ^r } Jn ^o Morecroft } ag ^t } Tobias Wells execut ^r } Mary Pyne. }	these Six causes continued untill next Provinciall Court.
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Samuel Cressey } ag ^t } Richard Boughton } Charles James } ag ^t } Michael Williams } Charles James } agt } Thomas Dale & ux } Walter Sencerfe } ag ^t } Edward Roe } The same } ag ^t } The same } Andrew Higgs } agt } Robert Woolerton }	these Six causes agreed.
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John Ingram Gilbert } ag ^t } John Ingram }	this cause continued untill next Court.
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p. 290	Garrett Vansweringen } ag ^t } Thomas Lomax } Ralph Dawson } agt } James Cleyland }
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Vincent Lowe	}	these Six causes Continued untill next Court.	Liber M M
ag ^t			
W ^m Burges.			
Vincent Lowe			
ag ^t			
Kenelm Cheseldyn			
Jeremiah Eaton	}		
ag ^t			
Thomas Phillipps			
John Balley			
ag ^t	}		
Marke Cordea			
Marke Cordea			
ag ^t			
John Balley	}	these three causes continued by Consent	
the same			
ag ^t			
the same			
the same			
ag ^t	}		
the same			

Upon the Petition of Nicholas Guither That whereas the Hon^{ble} the Chancellour did bind the Petitioners Brother Owen Guither over unto M^r George Thompson untill he came to the full age of One and twenty yeares engageing the Said Thompson to educate the Said Owen in learning him to read write and cast accompt which the said Thompson hath not done but altogether neglecting his engagement therein and only imploying his Said Brother in Servile labour and hath putt him under an Overseer contrary to covenant whereupon the Petitioner prayeth this Court that the said Owen may be released from the said Thompson and be with the Petitioner who will act a Brothers part in the education of the Said Owen free from Servile labour.

It is by the Court here Ordered that the said Owen Guither be discharged from the Said George Thompson and be at his liberty.

Upon the Petition of Kenelm Cheseldyn Robert Carvile and John Rousby Attorneyes of this Court That the Petitioners being absent at the Sitting of th[is] Court On Satturday last the Court proceeded to the calling the Docquett and for want of the Petitioners attendance the Court did nonsuite and give judgment against Severall of the Petitioners Clyents who are thereby very much dampnified. The Petitioners Pray that in regard they did not heare the last beateing of the Drumm being a windy morning and that it was

Liber M M not a willful default of the Petitioners they humbly pray that the said causes may be retained and their Clyents not Suffer for this default.

p. 291 Ordered by the Court here that the Petitioners be fined to his Lopp the Lord Proprietary the sume of foure hundred pounds of tobacco apeice.

Garrett Vansweringen ag ^t John Balley	}	Comānd was given to the Sheriff of S ^t Maries County that Whereas at a Provinciaall Court held at the Citty of S ^t Maries the tenth day of December in the 41 th yeare of his Loppes Dominion &c Annoq ³ Dom ⁱ 1672 in a cause depending betweene Garrett Vansweringen plaintiff and John Balley defendant it was then and there considered by the justices of the same Court that the said Garrett Vansweringen recover against the Said John Balley aswell the Summe of Seaven thousand Six hundred Seventy Seaven pounds of tobacco for his damages by Occasion of the premisses as also the summe of eight hundred and fifty pounds of tobacco for his costs and charges expended in the said Suite which said Summes amounting unto eight thousand five hundred twenty Seaven pounds of tobacco he the Said John Balley hath not Satisfied wherefore execution. for the same remaineth to be made Therefore it was comāded the Same Sheriff that by good and lawfull men of his Bailiwick he make Knowne to the Said John Balley that he be before his Loppes justices here the thirteenth day of October to Shew cause if any he have why execution should not issue upon the judgment aforesaid against him and in what manner he execute the same p ^r cept he make Knowne to The justices here.
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And which Said thirteenth day of October in the 43th yeare of his Loppes Dominion &c the Same Sheriff Saith That he hath made Knowne unto the Said John Balley before M^r Charles Delaroch and M^r Kenelm Cheseldyn that he be and appeare at the day and place as is required. And the said Garrett Vansweringen by Kenelm Cheseldyn his Attorney and the said John Balley by George Oldfield likewise came, and the Said John Balley prayed liberty of Speakeing hereunto untill the next Provinciaall Court and it is granted him the same day is given unto both parties here.

Afterwards to witt the twelfth day of December in the 43th yeare of his Lordshipps Dominion &c Came the said Garret by his Attorney aforesd and the said John Balley by his Attorney came likewise And the Said John Balley Saith that the Said Garrett Ought not to have execution against him for the Said eight thousand five hundred twenty Seaven pounds of tobacco damages and costs at the Said Provinciaall Court held at S^t Maries On the said tenth day of December One thousand Six hundred Seventy two by the said Garrett

against the Said John in forme aforesaid recovered because he Saith that he the said John the Said Garrett the said Summe of eight thousand five hundred twenty Seaven pounds of tobacco hath paid and Satisfied according to the judgment of the justices of the said Court and this he is ready to averre and therefore demandeth the judgment of this Court if the Said Garrett execution against him the said John Ought to have. Liber M M

And the Said John Balley produceth here in Court One certaine bill or writeing Obligatory of him the said Garrett Vansweringen under his hand and Seale beareing date the fiftenth day of ffebruary One thousand Six hundred Sixty eight for twelve thousand pounds of tobacco payable to John Nethway of ffyall merchant and Comp^a. upon the tenth day of November then next ensueing the date of the said bill and also an accompt of Sixty Six gallons of wine Sold and delivered him for One thousand Six hundred and fifty pounds of tobacco. which said severall Summes amount in the whole to thirteene thousand Six hundred and fifty pounds of tobacco. the said Garrett Vansweringen in his proper person did acknowledge to be and Stand indebted unto the Said John Balley the Said Summe of thirteen thousand Six hundred and fifty pounds of tobacco. Therefore it is considered by the Court here that the judgment aforesaid Should be revoked nulled and taken for nothing and that the Said John Balley should be restored to all things which he had lost by Occasion of the judgment aforesaid p. 292

Garrett Vansweringen ag ^t John Balley	}	Comānd was given unto the Sheriff of S ^t Maries County That whereas at a Provinciaall Court held at the City of S ^t Maries the tenth day of December in the 41 th yeare of the Dominion of Caecilius &c Annoq ^{ue} Dom ⁱⁿⁱ 1672 in a cause depending betweene Garrett Vansweringen plaintiff and John Balley defendant. it was then and there considered by the Same Court that the Said Garrett recover against the Said John Balley aswell the sume of Sixteene thousand three hundred Sixty and Seaven pounds of tobacco for his damages by occasion of the premisses as also the summe of eleaven hundred and thirty pounds of tobacco for his costs and charges expended in the same Suite which said Summes amounting to Seventeene thousand three hundred ninty Seven pounds of tobacco he the Said John Balley hath not Satisfied wherefore execution for the same remaineth to be made It was therefore Comāded the same Sheriff that by good and lawfull men of his Bailiwick he make Knowne to the said John Balley that he be and appeare before the justices of the said Court the thirteenth day of October to shew cause if any he have why execution should not issue upon the judgment abovesaid against
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Liber M M him and in what manner he execute the same he make Knowne to the justices here.

Att which said thirteenth day of October in the 43th yeare of his Lopps Dominion &c the same Sheriff Saith he hath made Knowne unto the said John Balley in the presence of M^r Kenelm Cheseldyn and M^r Charles Delaroch that he be and appeare at the day and place as is required.

And the said Garrett Vansweringen by Kenelm Cheseldyn his Attorney and the said John Balley by George Oldfeild his Attorney likewise came and the said John prayed liberty of Speakeing hereunto untill the next Provinciaall Court and it is granted unto him by the Court here the Same day is given to both parties.

Afterwards to witt the 12th day of December in the yeare aforesaid came the said Garrett Vansweringen and the said John Balley by their Attornys aforesaid and the said John Saith that the said Garrett Ought not to have execution against him the said John for the Said Sixteene thousand three hundred Sixty Seaven pounds of tobacco damages and the said eleaven hundred and thirty pounds of tobacco costs at the said Provinciaall Court held at S^t Maries On the said tenth day of December 1672 by the said Garrett against the said John in forme aforesaid recovered because he Saith that the Said John did take Out a Subpoena for Marke Cordea of S^t Maries County Gent who was the cheife evidence for the said John in the Said cause and was privy to all the transactions between the Said Garrett and the Said John to appeare before the said Justices the Said tenth day of December 1672 then and there to testifie the truth of his Knowledge in the said cause On the part of the Said John and the said Marke Cordea was then Out of the Province Vizt at New-York. By reason of the absence of which said Wittnes the said Garrett by Surprize the judgment aforesaid against the said John unduly and Surreptitiously did obtaine and whereupon the said John prayeth the advice of this Court if the Said Garrett execution against the said John upon the judgment aforesaid ought to have.

p. 293 And the said Garrett Vansweringen in his proper person Saith that as to five thousand One hundred twenty three pounds of tobacco part of the said summe of Seventeene thousand three hundred ninty Seaven pounds of tobacco he doth in Open Court acknowledge to be fully Satisfied and paid and the said John Bayly as to the summe of twelve thousand two hundred Seventy foure pounds of tobacco the remainder of the judgment aforesaid Saith nothing in barr or avoidance of execution thereupon Therefore it is considered by the Court here that the said Garrett Vansweringen have execution against the said John Balley aswell for the said Summe of twelve thousand two hundred Seventy foure pounds of tobacco the remainder of the judgment aforesaid as also the summe of Six hun-

dred and twelve pounds of tobacco for his costs and Charges in this **Liber M M**
 behalfe expended and laid out.

Richard ffountaine	}	these three causes continued by the Consent of the Attornyes on both sides.
ag ^t		
Henry Hawkins		
John Blomfeild		
ag ^t		
Benjamin Hunton		
the same	}	
ag ^t		
Philip Rossell & George Mathews		

George Charlsworth	}	these five causes continued untill next Court.
ag ^t		
Charles Delaroch		
Garrett Vansweringen		
ag ^t		
Richard Moy		
John Barnes		
ag ^t		
Richard Moy		
Thomas Doxey		
ag ^t	}	
George Marshall adm ^r		
Joseph Brough		
George Marshall adm ^r		
Joseph Brough		
ag ^t	}	
Thomas Doxey		

Upon the Petition of Elizabeth Greene That her husband Walter Greene being indebted to Severall persons in this Province and being arrested and haveing little or nothing to satisfie his Creditors the Petitioner was content to part with her cloathes or any thing she had to comply for the satisffaction thereof and sithence being left with a Child by her husband and haveing not wherewith to Susteine them her husband leaveing her to the disposall of the Charity of well affected persons p. 294

Ordered that the Comissioners of S^t Maries County Court take care for a competent maintenance for the Petitioner and her Child.

Thomas Gant	}	The plaintiffs wittnesses being Summoned and attending this Court Ordered they be allowed and paid for the same by the plaintiff and the cause continued untill the next Court.
ag ^t		
ffrancis Swinfen		

Thomas Taylor of Dorchester County planter was admitted in form a pauperis and chose Kenelm Cheseldyn his Attorney who was allowed off by the Court here

Samuel Chew Esq and Robert Conant being Summoned as evidences on the part of Thomas Chandler and W^m Russell at suite John Wells and the cause being dismiss and attending here when the same Should come to tryall

Samuel Winslow adm^r of Henry Webb } John Bowles late of Charles
ag^t } County Gent executor of the
John Bowles execut^r W^m Battin } last will and Testament of
William Battin merchant deceased was attached to answer unto Samuel Winslow Administrator of the goods and Chattells of Henry Webb merch^t deceased in a plea of trespas upon the case.

And whereupon the said Samuel by John Morecroft his Attorney complaineth that whereas the said W^m Battin in his life time to witt the 22th day of April in the yeare 1654 Stood indebted to the Said Henry Webb in his life time (to witt the two and twentieth day of April in the yeare aforesaid) in the sume of twenty pounds Sterling and for thirty pounds in provisions In consideration thereof did assume upon himselfe and to the said Henry did faithfully promise to pay or cause to be paid to the said Henry Webb or his assignes Vizt to Joshua Woolnough or whom the Said Henry should Order in London to receive the full Summe of fifty pounds Sterling and the Said William did also in his life time then and there also assume

upon himselfe and to the Said Henry faithfully promise that he
 the said William would Shipp a quantity of very good Virginia
 tobacco by the first good Shipp that goeth from Virginia to London
 after the fifteenth of October the next for the Satisfaction of the
 fifty pounds ster^l Provided the said Henry Webb was to stand to the
 danger of the Seas for the One halfe of the aforesaid Summe of
 fifty pounds which is for twenty and five pounds Notwithstanding
 which the said William in his life tyme his said promises and assump-
 tions So as aforesaid in his life time to the said Henry in his life
 time made little regarding but deviseing and intending him the said
 Henry of the said fifty pounds to deceive the said fifty pounds to
 him the said Joshua Woolnough or to any other by the said Henry
 his Order hath not paid but the same to him to pay though often
 required doth refuse to the great damage of him the said Samuel
 and whereupon he saith he is dampnified and hath losse to the value
 of One hundred pounds Sterling and thereupon he bringeth his
 Suite And he the Said Samuel bringeth here into Court the said
 Letters of Administration to him by the Hon^{ble} Philip Calvert
 Esq^r Cheife judge and Comissary for probate of Wills and granting
 administrations granted whereby it may plainly & Sufficiently ap-
 peare to the Court that the said Samuel is adm^r of the goods and
 Chattells of the said Henry and thereof hath the administration.

Liber M M

p. 295

And the said John by Robert Carvile his Attorney Saith that the
 Said William Battin did not assume upon himselfe and to the said
 Henry Webb promise in manner and forme as the said Samuel hath
 above declared against him and of this he putts himself upon the
 Country and the plaintiff likewise therefore it is Comanded the
 sheriff of S^t Maries County that he cause to come here twelve &c
 by whom &c who neither &c to recognize &c because as well &c.

Now here at this day to witt the twelfth day of December in the
 43th yeare of the Dominion of Caecilius &c Annoq^{ue} Do^{mi}n 1674 Came
 the Said Samuel by Kenelm Cheseldyn his Attorney the Said John
 Bowles by Robert Carvile his Attorney and the jurors of that jury
 likewise came to witt Mathew Stone Thomas Gant Joseph Edloe
 Thomas Doxey John Balley George Gunnell Peter Watts Edward
 Winckes John Hollins Gerard Slye William Harper & Richard
 Bayly Who being impannelled sumōned and Sworne to say the truth
 in the premisses upon their Oathes doe say Wee of the jury doe find
 for the Plaintiff with costs of Suite. Therefore it is considered by
 the Court here that the Said Samuel Winslow recover against the
 estate of the Said William Battin deceased the said Summe of fifty
 pounds Sterling as also against the said John Bowles the summe of
 One thousand One hundred Sixty Seaven pounds of tobacco for his
 costs and charges in this behalfe expended and laid Out.

Liber M M	Samuel Winslow adm ^r Henry Webb ag ^t John Bowles execut ^r W ^m Battin	}	John Bowles late of Charles County Gent executor of the last will and Testament of William Battin merchant deceased was at- tached to answer unto Samuel Winslow ad- ministrator of the goods and Chattells of Henry Webb merchant deceased of a plea of trespass upon the case.
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p. 296 And whereupon the Said Samuel by John Morecroft his Attorney complaineth that whereas the Said William Battin in his life tyme to witt the twelfth day of September One thousand Six hundred fifty three Stood indebted to the said Henry Webb in his life time in the Summe of fifty five pounds foure Shillings three pence Sterling for divers goods and merchandizes before that time Sold by him the said Henry in his life time to him the said William in his life time In consideration whereof the said William in his life time did assume upon himselfe and then and there to the Said Henry in his life did faithfully promise that he the said William would Shipp in the first good Shipp as should present to him the full value in the best large merchantable tobacco at the rate of three pence P pound to be consigned to M^r Joshua Woolnough at the Kings head in Gracious[?] Street London which tobacco was to be sold at the best by the Said Joshua Woolnough and the Said Henry Webb was to run the Risces of the Seas and the Said Battin to stand to the markt prices and if the said quantity of tobacco did clearly give more then three pence P pound all charges deducted then the Overplus to be devided betwixt the sd Webb and Battin and for the performance the said Battin did bind himselfe in the double value Notwithstanding which the said William Battin in his life time nor the said John Bowles the executor after his death hath shipped the full value of the said fifty five pounds four shillings three pence Sterling at the rate abovesaid and the same consigned to the said Joshua Woolnough as aforesaid nor the double Value of the said fifty five pounds foure shillings three pence Sterf to him the said Henry Webb in his life time nor to him the said Samuel after his death to whom administration of all and Singular the goods and chattells of him the Said Henry Webb within this Province was committed according to his promise hath not Satisfied according to his Promise aforesaid but the Same to him to pay and Satisfie doth altogether refuse whereupon he Saith he is dampnified and hath losse to the value of One hundred and fifty pounds Sterling and thereupon he bringeth his Suite. And he the said Samuel bringeth her in Court the said letters of administration to him by the Hon^{ble} Philip Calvert Esq^r Cheife judge for probate of wills and granting administrations granted by which it may appeare to the Court here that he is the administrator of him the Said Henry.

And the Said John by Robert Carvile his Attorney Saith that the

Said William Battin did not assume upon himselfe and to the said Henry Webb promise in manner and forme as the said Samuel hath above declared against him and of this he putts himselfe upon the County and the plaintiff likewise Therefore it is Comanded the Sheriff of St^t Maries County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c. Liber M M

Now here at this day to witt the twelfth day of December in the 43th yeare of the Dominion of Caecilius &c Came the Said Samuel Winslow by Kenelm Cheseldyn his Attorney and the Said John Bowles by Robert Carvile his Attorney and the jurors of that jury likewise came to witt Philip Lynes John Bigger Richard ffountaine Lodowick Williams Richard Bayly George Marshall Thomas Doxey Thomas Gant Thomas Kemp John Hollins George Gunnell and Richard Rigell who being impannelled Summoned and Sworne to Say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff to be paid to him by the defendant fifty eight pounds nine shillings and three pence damages and costs of Suite Therefore it is considered by the Court here that the Said Sam^l recover against the estate of the said W^m Battin the said summe of fifty eight pounds nine shillings three pence Sterling as also against the said John the summe of eleaven hundred Sixty Seaven pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Samuel Winslow adm ^r	} John Bowles late of Charles County Gent	p. 297
Henry Webb		
ag ^t		
John Bowles execut ^r		
W ^m Battin		

executor of the last will and Testament of
W^m Battin merchant deceased was attached
to answer unto Samuel Winslow adm^r of the
Goods and Chattells of Henry Webb Mer-
chant deceased in a plea of trespas upon the
case.

And whereupon the Said Samuel by John Morecroft his Attorney complaineth that whereas the Said W^m Battin in his life time the Sixth day of September in the yeare One thousand six hundred fifty foure Stood indebted to him the Said Henry Webb in his life time in the Summe of Sixty pounds and eight Shillings Sterling for divers goods and Merchandizes by him the Said Henry in his life time before that Sold and delivered him the Said William in his life time In consideration whereof the said William in his life time did then and there assume upon himselfe and to the said Henry in his life time did faithfully promise to pay or cause to be paid unto the Said Henry Webb his executors or assignes the summe of Sixty pounds eight Shillings Sterling in London unto M^r Joshua Woolnough his assignes and for paym^t thereof the Said William Battin was to Shipp the full value thereof in the first Shipp or Shippes in very good merchantable leafe tobacco and consigne it to the Said Joshua Wooll-

Liber M M nough or his assignes for compleateing the full Summe aforesaid And the said Henry Webb was to Stand to the adventure of the Said tobacco to England Notwithstanding which the said William in his life time nor the Said John Since his death the said Summe of Sixty pounds and eight Shillings Sterling to him the said Henry in his life nor to the said Samuel after his death hath not paid but the same to him to pay doth refuse and also whereas William Battin in his life time Stood also indebted to the Said Henry in his life time to witt the 29th day of September in the yeare 1654 in the Summe of three pounds five shillings for divers other goods and merchandizes by him the said Henry in his life time Sold to him the Said W^m in his life time in consideration whereof the said W^m did assume upon himselfe to pay to the said Henry in his life time in manner and forme as is above expressed Notwithstanding which the Said William in his life time nor the said John after his death the said Summe of three pounds five shillings according to the promise of the Said W^m in his life time hath not paid but the same to pay doth altogether refuse whereupon he Saith he is dampnified and hath losse to the Value of One hundred pounds Sterling and thereupon he bringeth his Suite and he bringeth into Court the Said Letters of administration by the Hon^{ble} Philip Calvert Esq^r Cheife judge and Comissary for the Probate of Wills and granting of administrations granted whereby it may appeare to the Court here that the Said Samuel is the Administrator of the goods and Chattells of him the Said Henry.

And the Said John by Robert Carvile his Attorney Saith that the said W^m Battin did not assume upon himselfe and to the Said Henry Webb promise in manner and forme as the Said Samuel hath above declared against him and of this he putts himselfe upon the Country and the plaintiff likewise. Therefore Comand is given to the Sheriff of S^t Maries County that he cause to come here twelve &c who neither &c by whom &c to recognize &c because aswell &c.

p. 398 Now here at this day to witt the twelfth day of December in the 43th yeare of the Dominion of Caecilius &c came the Said Samuell by Kenelm Cheseldyn his Attorney and the Said John by Robert Carvile his Attorney and the jurors of that jury likewise came to witt Philip Lines John Bigger Richard ffountaine Lodowick Williams Richard Bayly George Marshall Thomas Doxey Thomas Gant Thomas Kemp John Hollins George Gunnell and Richard Rigell Who being impannelled Sumoned & sworne to Say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff that the defendant pay unto him Sixty three pounds thirteene Shillings and also foure pounds damages with costs of Suite. Therefore it is considered by the Court here that the Said Samuel recover against the Said John of the estate of the Said W^m Battin the summe of Sixty Seaven pounds thirteene Shillings as also the Summe of One

thousand One hundred Sixty Seven pounds of tobacco for his costs and charges in this behalfe laid Out and expended against the said John Bowles. Liber M M

John Peerce } John Code late of S^t Maries County in the Province of
ag^t } Maryland Gent was attached to answer unto John
John Code } Peerce Chirurgion of a plea of trespas upon the case.

And whereupon the said John Peerce by Robert Carville his Attorney complaineth that whereas the Said John Code the nineteenth day of May in the yeare of Our Lord One thousand Six hundred Seventy two and some time before did greivously languish and was taken and held with a certaine disease or Sicknesse called a Seasoning at Pyney Point in S^t Georges Hundred in S^t Maries County aforesaid the Said John Code did send for the Said John Peerce and upon the Said nineteenth day of May at Pyney Point aforesaid in consideration that he the Said John Peerce at the Speciall instance & request of him the Said John Code would heale and Cure the Said John Code of the Said desease called the Seasoning and attend him the Said John Code in his Sicknesse did assume upon himselfe and to the Said John Peerce did faithfully promise that he the aforesaid John Code for his healeing and Cure of his desease aforesaid and for the Said John Peerce his attendance on him in Sicknesse aforesaid when he should be thereunto required would pay unto him the Said John Peerce Such a Summe of tobacco as he the said John Peerce in that behalfe should reasonably deserve to have And the Said John Peerce in fact Saith that he giving credit to the promise and assumption of the Said John Code he the Said John Peerce upon the Said nineteenth day of May and upon Severall other dayes and times dureing the time the Said John Code lay Sicke which was for above Six weekes after the Said nineteenth day of May aforesaid did constantly Visitt and attend the Said John Code and did administer to and make compound and provid for him the said John Code divers medicines planters drinckes Cordialls and other wholesome and fitt things to cure the said John Code of the Said distemper aforesaid called a Seasoning as aforesaid and though the said John Peerce did Cure and recover the Said John Code of the Sicknesse aforesaid and did reasonably deserve for the Said Cure to have the summe of ten thousand pounds of tobacco Yet the said John Code his promise and assumption aforesaid little regarding but plotting and fraudulently intending him the said John Peerce of the Said tenn thousand pounds of tobacco craftily to deceive and defraud the said sume of ten thousand pounds of tobacco or any parcell thereof unto him the Said John Peerce although unto this by him the said John Peerce after the Care aforesaid the said John Code was thereunto often required according to his promise and assumption aforesaid hath not paid or to him the said John Peerce anyways for the same contented but

Liber M M the same to him hitherto to pay hath altogether refused and yet refuseth whereupon he Saith he is dampnified and hath damage to the value of foureteene thousand pounds of tobacco and thereupon he bringeth his suite.

And the said John Code by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and Saith that the said John Code did not assume upon himself in manner and forme as the said John Peerce in his declaration above hath declared against him and of this he putts himselfe upon the Country and the said John Peerce likewise therefore it is Comanded the Sheriff of S^t Maries County twelve &c by whom &c who neither &c to recognize &c because aswell &c.

Now here at this day to witt the twelfth day of December in the three and fortith yeare of the Dominion of Caecilius &c came the said John Peerce by the said Robert Carville his Attorney and the said John Code by Kenelm Cheseldyn his Attorney and the jurors of that jury likewise came to witt Philip Lines Abraham Rhodes Richard Rigell James Williams Tobias Wells Michael Miller John Rice George Charlesworth John Bigger Edward Skidmore Lodowick Williams and Stephen Murty who being impannelled Sumōned and Sworne to Say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff five thousand pounds of tobacco to be paid to him by the defend^t with costs of Suite therefore it is considered by the Court here that the said John Peerce recover against the said John Code the said Summe of five thousand pounds of tobacco with costs of Suite

And the said John Code by Kenelm Cheseldyn his Attorney prayeth heareing of the judgment aforesaid and it is read unto him and the said John Code Saith that he ought not to be burthened with the judgment aforesaid because he Saith because he Saith that the said John Peerce in his declaration aforesaid hath not Sett forth or declared what medicines plaisters drinkes Cordialls or other wholesome and fitt things the said John Peerce did administer unto him for the cure of the distemper or Sicknesse called a Seasoning in the declaration abovesaid and for that case the said judgm^t is insufficient in Law to charge the said John Code withall. and of this he prayeth the judgment of the justices here. that he may be discharged from the judgment aforesaid whereupon the said judgment being Seen and by the Said justices being fully examined and understood It seemed to the justices here that the allegations of the said John Code are untrue in his discharge from the judgment aforesaid Therefore it is considered that the said John Peerce recover against the said John Code aswell the Said Summe of five thousand pounds of tobacco as also the summe of Seaventeen hundred forty three pounds of tobacco for his costs and charges in this behalfe expended and laid Out & the said John Code in mercy.

Liber M M

Richard Hallett	}	these three causes continued untill next Court no returne of the Auditors being yet made.
ag ^t		
W ^m Dunkerton		
Walter Tucker & Comp ^a		
ag ^t		
the same	}	
Walter Tucker & Comp ^a		
& Samuel Tucker		
ag ^t		
the same.		

Thomas Lomax	}	John Code late of S ^t Maries County Gent and Susanna his wife were attached to answer unto Thomas Lomax Gent in a plea of trespas upon the case.	p. 400
ag ^t			
John Code and Susanna his wife			

And whereupon the Said Thomas by Robert Carville his Attorney Saith that whereas the Said Susanna while she was Sole to witt upon the Sixth day of January in the yeare of Our Lord One thousand Six hundred Seventy One in consideration that the said Thomas at the Speciall instance and request of her the said Susanna would come to the house of her the Said Susanna at Bushwood in S^t Maries County and would asist her in the Settling her papers bookes of accompts and other papers and writeings and reside at her Said house untill the Same were So perfected and Settled she the said Susanna did assume upon her Selfe and to the said Thomas did faithfully promise that she the said Susanna when after the Said accompts and papers were Settled and perfected she should be thereunto required would pay to him the said Thomas So much tobacco for his Salery for the Settling and perfecting the Said bookes and accompts as he the said Thomas in that behalfe should reasonably deserve to have And the said Thomas in fact Saith that although he did upon the hope of the faithfull performance of the aforesaid promise and assumptions of the said Susanna continue and reside at the said Susanna's house in the Said imployment of the said Susanna from the said Sixth day of January aforesaid untill the twelfth day of March One thousand Six hundred Seventy three being Six and twenty months and did dureing all that time Settle the papers and bookes of accompts of her the said Susanna and did writeing for her for Severall other buisnesses and did reasonably 'deserve for his Salery and paines for the same Six thousand nine hundred pounds of tobacco Yet the said Susanna while she was Sole nor the said John Since their intermarriage the promise and assumption aforesaid little regarding but fraudulently intending him the Said Thomas of the Said Six thousand nine hundred pounds of tobacco craftily to deceive and defraud the same Six thousand nine hundred pounds of tobacco nor any part thereof to him the said Thomas have not payd or contented though they have been thereunto often required

Liber M M but the same to him to content and pay have hitherto denied and Still doe deny and refuse whereupon the said Thomas Saith he is dampnified and hath losse to the value of tenn thousand pounds of tobacco & thereupon he bringeth his Suite.

And the said John and Susanna by Kenelm Cheseldyn their At-
torny come & defend the force and injury when &c and Say they
did not assume upon themself[es] in manner and forme as the said
Thomas in his declaration above he hath declared against them and
of this they putt themselves upon the Country and the Said Thomas
likewise therefore Comand is given to the Sheriff of S^t Maries
County that he cause to come here twelve &c by whom &c who neither
&c to recognize &c because aswell &c.

Now here at this day to witt the twelfth day of December in the
43th yeare of the Dominion of Caecilius &c Came the said Thomas
Lomax by Robert Carvile his Attorny and the said John and Susanna
by Kenelm Cheseldyn their Attorny and the jurors of that jury came
likewise to witt Thomas Cosden Thomas Gant Elias Beach Roger
Towle Peter Watts Thomas Innis Richard Chilman Thomas Kemp
William Harper James Lewis William West and Edward Savage
who being impannelled Sumōned and Sworne to Say the truth in
the premisses upon their Oathes doe Say Wee the jurors doe find
for the plaintiff five thousand pounds of tobacco with costs of Suite
Therefore it is considered by the Court here that the said Thomas
p. 401 recover against the said John and Susanna the Said Summe of five
thousand pounds of tobacco damages as also the summe of fourteen
hundred eighty three pounds of tobacco for his costs and charges
in this behalfe expended and laid Out and the said John and Susanna
in mercy

Mathew Paine ag ^t	}	the def ^t appeares by George Thompson his At- torny and imparle untill next Court.
James Thompson		
W ^m Melton adm ^r	}	the def ^t by Robert Carvile his Attorny appeares & imparles untill next Court.
John ffoster ag ^t		
John Troster	}	the def ^t appeares and imparles by George Old- feild his Attorny untill next Court.
Thomas Mountfort ag ^t		
Thomas Bowdle	}	the Sheriff of Somersett County haveing re- turned a Cepi & the def ^t not appeareing this Court Ordered the Sheriff be amerced if he appeare not next Court
Thomas Price ag ^t		
Thomas Stanbridge		
Thomas Gerard ag ^t	}	the def ^{ts} appeare by George Oldfeild their Attorny & imple untill next Court.
John Gerard & Rose Gerard		
Execut ^{rs} Tho : Gerard		

Edward Connery } the def^{ts} appeare by George Oldfeild their Attorney Liber M M
 ag^t } and imparle untill next Court.
 the Same }

Thomas Wynn } the Sheriff of Dorchester County haveing returned
 ag^t } a Capi & the def^t not appeareing this Court ordered
 John Rawlins } the Sheriff be amerced if he appeares not next
 Court.

Humphry Warren }
 ag^t }
 John Gerard and Rose } this cause agreed.
 Gerard Execut^{rs} Thomas Gerard }

Benj^a Hunton }
 ag^t }
 George Gunnell }
 Mathew Ward } the Severall def^{ts} appeare by Kenelm Cheseldyn
 ag^t } their Attorney and imparle untill next Court.
 Thomas Carleton }
 Anthony Male }
 ag^t }
 W^m Worgan }

Kenelm Cheseldyn }
 ag^t }
 Thomas Carleton }
 Thomas Chandler & }
 ux: } these three causes agreed.
 ag^t }
 W^m Russell }
 Thomas Chandler }
 ag^t }
 W^m Russell }

Edward Roe }
 ag^t }
 George Robbins }
 Edward Roe }
 ag^t } these three Causes agreed.
 W^m Charleton }
 Richard Tilghman }
 ag^t }
 Thomas Hobson }

p. 402

John Slater } the Sheriff of Somerset County haveing returned a
 ag^t } Capi Corpus and the def^t not appeareing Order the
 Thomas Dieas } Sheriff be amerced unlesse he appeare next Court.

Liber M M John Quigley } the def^t appeares by Robert Carvile his Attorney and
 ag^t } imparles untill next Court.
 John ffoxcroft }
 Edward Roe }
 ag^t } the def^{ts} appeare by Vincent Lowe their Attorney
 Jeremiah Eaton } and imparle untill next Court.
 & Jn^o Barke }

Robert Carvile } John Richardson late of Talbott County otherwise
 ag^t } called John Richardson of the County of Talbott
 John Richardson } in the said Province Inholder was Sumōned to
 answer unto Robert Carvile One of the Attornyes
 of this Court according to the libertyes &c of a
 plea that he render unto him One thousand pounds
 of tobacco which to him he oweth and unjustly
 deteineth &c.

And whereupon the Said Robert in his proper person Saith that whereas the Said John upon the Sixteenth day of December in the yeare of Our Lord One thousand Six hundred and Seventy by his certaine bill or writeing Obligatory Sealed with the Seale of him the said John and here in Court produced whose date is the day and yeare abovesaid did confesse himselfe to owe & stand indebted to the said Robert in the full and just quantity of One thousand pounds of tobacco to be paid to the Said Robert upon the tenth day of October next ensueing the date of the said bill Yet notwithstanding the said John the sd Summe of One thousand pounds of tobacco though thereunto requested hath not paid or Satisfied but the same to pay hath hitherto denied and as yet doth deny to the damage of the said Robert Sixteene hundred pounds of tobacco & thereupon he bringeth his Suite.

And the said John Richardson by George Oldfeild his Attorney cometh & defendeth the force and injury when &c and Saith he is not informed of any answer thereunto to make therefore it is considered by the Court here that the said Robert recover against the said John the said summe of One thousand pounds of tobacco his debt aforesaid as also the summe of two hundred pounds of tobacco costs of Suite but So as execution theirow be Stayed until the tenth day of October next.

M^r Oldfeild

I doe hereby appoint you to be attorney for me to appeare for me at the Suite of Robert Carvile and to confesse judgment for me for twelve hundred pounds of tobacco and for So doing this shall be your warrant Given under my hand & seale this 9th day of December 1674 but execution is to Stay untill the sd day of October next.

Testes
 George Beckwith
 John Allen

the marke of
 John **IR** Richardson (Sealed)

Christopher Batson } the def^t appears by Robert Carville his Attorney Liber M M
p. 403
ag^t } and imparles untill next Provinciaall Court.
John Stephens
Timothy Lindall & }
Comp^a } the Sheriff retornes a Capi Corpus (post diem)
ag^t }
Edward Roe
Timothy Lindall }
ag^t } the same returne.
Edward Roe
Robert Carville }
ag^t } the Sheriff of Dorchester County haveing returned
John Rawlings } a Capi in these two causes and the def^{ts} not ap-
Robert Carville } peareing Ordered that unlesse they appeare next
ag^t } Court that the Sheriff be amerced.
Arthur Wright }
Thomas Stanley } the Sheriff of Kent County maketh returne that
ag^t } the said John Wells is not found in his Bayliwick.
John Wells }

John Hollins being Sumoned this Court as an evidence for Daniel Jenifer Ordered that he be paid by the said Daniel Jenifer for his cominge goeing and attendance One hundred and eighty pounds of tobacco.

John Coade & Susannah } Justinian Gerard late of S^t Maries County
his wife. } Gent was attached to answer unto John
ag^t } Coade and Susanna his wife in a plea of
Justinian Gerard } trespas upon the case.

And whereupon the said John and Susannah by Kenelm Cheseldyn their Attorney complaine that whereas the said Justinian Gerard the fourth day of June One thousand Six hundred Seventy three Stood indebted to the said Susannah while she was Sole for divers goods and merchandizes bought had and received of the said Susanna as also for Severall Summes of tobacco paid unto Severall persons in this Province upon the accompt of him the said Justinian at divers dayes and times to witt from the said fourth day of june untill the nine and twentieth day of January in the same yeare amounting in the whole to the summe of two thousand eight hundred thirty eight pounds of tobacco a particular whereof is here in Court produced in consideration whereof the said Justinian did assume upon him- selfe and to the said Susannah did faithfully promise that he the said Justinian when thereunto required the Said summe of two thousand eight hundred thirty eight pounds of tobacco to her the said Susannah would well and truly content and pay Notwithstanding which the said Justinian that said summe of two thousand eight

Liber M M hundred thirty eight pounds of tobacco to her the said Susannah while she was Sole according to his promise hath not paid nor to the said John and Susanna Since espousalls though often thereunto required hath not paid but the same to them to pay hitherto hath and still doth deny to the damage of them the said John and Susanna foure thousand pounds of tobacco and thereupon they bring their Suite.

p. 404 And the aforesaid Justinian by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and the said Justinian Saith he did not assume and promise in manner and forme as the Said John and Susanna above against him have declared and of this he putts himselfe upon the Country and the said John and Susanna also Therefore it is comanded the Sheriff of S^t Maries County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c.

And now here at this day to witt the twelfth day of December in the 43th yeare of the Dominion of Caecilius &c came the said John and Susanna by Kenelm Cheseldyn their Attorney and the said Justinian by Robert Ridgely his Attorney and the jurors of that jurors like wise came to witt Thomas Griffin Daniel Clocker jr Cornelius Corneil George Macall George Dundas Abraham Rhoades Joseph Edloe Richard Rigell Thomas Locquer W^m Harper Peter Watts and Thomas Courtney who being impannelled Summoned and Sworne to Say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiffs the accompt Sworne to and costs of Suite Therefore it is considered by the Court here that the said John Coade and Susanna his wife recover age^t the said Justinian Gerard the said summe of two thousand eight hundred thirty eight pounds of tobacco for their damages Occasioned by the premisses as also the summe of thirteene hundred Seventy Seven pounds of tobacco for costs of Suite in this behalf Laid Out and expended and the said Justinian Gerard in mercy.

John Coade & ux.	}	this cause continued untill next Court.
ag ^t		
Justinian Gerard		

Thomas Mountfort	}	these two causes agreed.
ag ^t		
Thomas Vaughan		
James Elton		
ag ^t		
John Brooke		

Michael Miller	}	the Sheriff of Kent County maketh returne that the def ^t is not found in his Bayliwick
ag ^t		
Christopher Barnes		

Samuel Tracy } the Sheriff of Caecil County haveing returned a Cepi Liber M M
ag^t } Corpus and the def^t not appeareing Ordered that
Thomas Morley } unlesse the def^t appeare next Court he be amerced.

Robert Wells } the def^t by Mathew Warde his Attorney appeares and
ag^t } imple untill next Court.
Hame Hanson }

Thomas Mountfort }
ag^t }
John Walker } the Sheriff of Talbott County maketh returne
Daniel Jenifer } that the def^m are not found in his Bailiwick.
ag^t }
John Watkins }

John Quigley } the def^t by Robert Carvile his Attorney appeares and
ag^t } imple untill next Court.
John Dobbs }

Charles Calvert Escq } the Sheriff of Talbott County maketh returne p. 405
ag^t } that he hath taken the def^t whose body he
Stephen Tully } hath &c
Charles Calvert Escq }
ag^t } The Sheriff of Talbott County returnes
Stephen Tully and Seth } Cepi Tully ffoster non est inventus.
ffoster. }

John Quigley } the def^t by Kenelm Cheseldyn his Attorney appeares
ag^t } and imparles untill next Court.
Mathew Stone }

W^m Russell }
ag^t }
Thomas Chandler }
the same }
ag^t } these three causes agreed.
the Same }
the same }
ag^t }
the same }

W^m Hampstead } the Sheriff of Ann Arrundell County maketh re-
ag^t } turne that the defendant is not found in his Baili-
Jonas Jorden } wick
Henry Bradley } the Sheriff of Talbott County returneth the def^t is
ag^t } not found in his Bailiwick
Henry Parker }

Liber M M Stephen Murty
ag^t Michael Williams } the Sheriff of Caecil County returneth the def^t
is not found in his Bailiwick

Nicholas Bayard &
Peter Bayard
ag^t W^m Worgan } the Sheriff of Dorchester County maketh returne
that the def^t is not found in his Bailiwick where-
upon an attachment is granted the plaintiffs

Isaac ffoxcroft
ag^t } this cause agreed.

John Richardson }
Tobias Wells } upon a Sci: fa: the def^{ts} by Kenelm Cheseldyn
ag^t } their Attorney appeare and imparle untill next
Jn^o Wright & ux: } Court

Marmaduke Semme } the Sheriff of S^t Maries County returneth a non
ag^t } est inventus whereupon an attachm^t is granted
Samuel Barnes } the plaintiff.

Thomas Warner } the def^t by Robert Carvile his Attorney appeare
ag^t } & imparle untill next Court.
Cornelius Council }

George Johnson } Costs allowed the def^t upon an appeale eight hun-
at suite } dred twenty two pounds of tobacco.
John Hilliard }

p. 406 Daniel Goldstone }
ag^t }
John Pott } these two causes agreed.
John Quigley }
ag^t }
Ralph Robson & }
John Johnson }

Richard Smith } the Sheriff of Calvert County maketh returne that
ag^t } the def^t is not found in his Bailiwick and the def^t
Henry Mitchell } being bound by recognizance durante vita & not
appeareing Ordered an attachment be awarded the
plaintiff.

Benjamin Bennitt } the def^t appeareth by Robert Carvile his Attorney
ag^t } and imparle untill next Court.
Richard Ball }
Garrett Vansweringen } the def^t by Robert Ridgely his Attorney ap-
ag^t } peareth and imparles untill next Court
William Baker }

Benjamin Rozer }
 ag^t } agreed.
 Francis Kilborne }
 John Beale & ux } the def^t appeareth by Robert Carvile his Attorney
 ag^t } and imparles untill next Court.
 John Allen }
 John England } the def^t by Samuel Cressey his Attorney appeareth
 ag^t } and imparles untill next Court.
 Edward Maddock }
 Samuel Clarke and } the def^{ts} by Robert Ridgley their Attorney ap-
 Jn^o England } peare and imparle untill next Court.
 ag^t }
 Thomas Galley & ux }
 James Nutthall } the def^t by Robert Ridgely his Attorney appeares
 ag^t } and imparles untill next Court.
 Richard Bayly }

W^m Worgan } the Sheriff of Dorchester County being co-
 ag^t } manded to attach any the goods chattells or
 David Williamson } creditts of the def^t make the returne that the
 party is not to be found in his Bailiwick.
 Ordered that the Sheriff make a better returne.

Marmaduke Semme } the def^t by Robert Carvile his Attorney appeare
 ag^t } and imparle untill next Court.
 John Shapley }
 Henry Tripp } the Sheriff of Dorchester County returneth that the
 ag^t } def^t is not found in his Bayliwick
 W^m Worgan }
 Samuel Cooke }
 ag^t } the def^t appeares by Robert Carvile his Attorney
 John Allen } and imparle untill next Court.
 Miles Cooke }
 ag^t }
 John Allen }

Kenelm Cheseldyn } the def^t appeareth in his proper person in the p. 407
 ag^t } Custody of the Sheriff of S^t Maries County and
 John Balley } imparles untill next Court
 Garrett Vansweringen } the def^t by Robert Carvile his Attorney ap-
 ag^t } peareth and imparle untill next Court.
 Henry Smith }
 Marke Cordea } the Sheriff of Dorchester County maketh re-
 ag^t } turne that the def^t is not found in his Bailiwick.
 Peter Underwood }

Liber M M ffrancis Swanstone }
 ag^t }
 Henry Cox }
 Thomas Price }
 ag^t }
 Richard Bayly }
 John Jones }
 ag^t }
 Edward Price }
 Garrett Vansweringen }
 ag^t }
 James Lewis }
 the Same }
 ag^t }
 the Same }

these causes agreed

Morgan Jones } the Sheriff of Dorchester County haveing returned
 ag^t } a Cepi Corpus and the def^t not appeareing Ordered
 John Rawlings } that the Sheriff be amerced unlesse he appeare next
 Court.

George Charlsworth } the def^t appeares by Robert Ridgely his At-
 ag^t } torny and imparle untill next Court.
 Charles Delaroch }
 James Peon } the Sheriff of S^t Maries County returneth the def^t is not
 ag^t } found in his Bailiwick.
 George Coe }
 Henry Phippes } the Sheriff of S^t Maries County returneth the def^t
 ag^t } is not found in his Bailiwick
 Edward Russell }

John Teate and }
 Comp^a }
 ag^t }
 Peter Underwood } the Sheriff of Dorchester County maketh
 John Moll } returne that the def^{ts} are not found in his
 ag^t } Bailiwick.
 Raymond Stapelfort }

William West } the def^t appeares by Kenelm Cheseldyn his
 ag^t } Attorney and imparle untill next Court.
 Nehemiah Blackistone }

p. 408 John Blackistone } the def^t by Robert Ridgely his Attorney appeares
 ag^t } and imparle untill next Court.
 George ffinion }

Thomas Chapman ag ^t	}	the def ^t by Samuel Cressey his Attorney appears & imparle untill next Court.	Liber M M
Robert Downes			
Garrett Vansweringen ag ^t	}	the def ^{ts} by John Quigley their At- torny appeare and imparle untill next Court.	
Bryan Daley and Constant			
Keife execut ^r Roger Shehee			
Raymond Stapelfort ag ^t	}	the def ^t appears by John Quigley his Attorney and imparle untill next Court.	
Thomas Taylor			
Roger Baker ag ^t	}	the Sheriff of Calvert County maketh returne that the def ^t is not found in his Bailiwick.	
Andrew Higgs			
Roger Baker ag ^t	}	the Sheriff of Calvert County maketh returne that the def ^t is not found in his Bailiwick	
John Alkey			
John Quigley ag ^t	}	the def ^{ts} appeare by Robert Ridgely their At- torny and imparle untill next Court.	
John Baker			
Marmaduke Semme			
W ^m King ag ^t	}	the def ^t appears by John Quigley his Attorney & imparles untill next Court.	
Richard Moy			
George Powell ag ^t	}	the Sheriff of S ^t Maries County returneth that the def ^t is not found in his Bayliwick.	
Richard Moy			
Thomas Baile ag ^t	}	the Sheriff of S ^t Maries County maketh returne that the def ^t is not found in his Bailiwick	
Moy			
Joseph Edloe ag ^t	}	the def ^{ts} appeare by Kenelm Cheseldyn their At- torny and imparle untill next Court.	
John Baker			
John Quigley ag ^t	}	the def ^{ts} appeare by Kenelm Cheseldyn their At- torny and imparle untill next Court.	
Richard Royston			
Richard Bayly ag ^t	}	the Sheriff of S ^t Maries County maketh returne that the def ^{ts} are not found in his Bayliwick.	
John Quigley			
Garrett Vansweringen ag ^t	}	the Sheriff of S ^t Maries County maketh returne that the def ^{ts} are not found in his Bayliwick.	
Bryan Daley			
George Charlsworth ag ^t	}	the Sheriff of S ^t Maries County maketh returne that the def ^{ts} are not found in his Bayliwick.	
the Same			
ag ^t	}	the Sheriff of S ^t Maries County maketh returne that the def ^{ts} are not found in his Bayliwick.	
the Same			

Liber M M Philip Calvert Esq }
 p. 409 ag^t }
 Peter Eure & Tho: }
 Courtney. }
 Samuel Hatton } the def^{ts} by Robert Ridgely their Attorney ap-
 ag^t } peare and imparle untill next Court.
 ffancis Holland }
 John Hudson }
 ag^t }
 Thomas Taylor }

George Marshall adm^r } the Sheriff of S^t Maries County maketh re-
 Joseph Brough } turne that the def^t is not found in his
 ag^t } Bayliwick
 Garrett Vansweringen }
 Richard Moy }
 ag^t }
 Mathias Decosta } the Sheriff of S^t Maries County haveing returned
 John Baker } a non est inventus Attachm^{ts} ag^t the goods Chat-
 ag^t } tells or Creditts of the def^t to the plaintiffs are
 the same } Granted.
 Thomas Wynn }
 ag^t }
 The Same }

Thomas Chapman } the def^t appeares by Robert Carvile his Attorney
 ag^t } and imparle untill next Court
 John Baker }

Lydia Solly adm^{rs} }
 Benj^a Solly } agreed
 ag^t }
 Richard Speed }
 Benj^a Rozer }
 ag^t } agreed
 George Thompson }

John Troster } the def^t appeares by Robert Ridgely his Attorney and
 ag^t } this cause continued untill next Court.
 W^m Melton }

Benjamin Cowell } the Sheriff of Talbott County maketh returne
 ag^t } that he hath made knowne to the def^t that he be
 Richard Tilghman } at the day and place as he is required

Bryan Daley }
 ag^t } agreed.
 Thomas Tunis }

Liber M M

John Balley } Costs allowed upon the nonsuite upon Scire
 at suite } facias Six hundred and foureteen pounds of
 Garret Vansweringen } tobacco.

Know all men by these p'sents that I William Barret of London p. 410
 Merchant have made Ordeined and Authorized and doe make ordeine
 Authorize and in my place and Steed by these p'sents put and Constitute
 my Sonn William Barret my True and Lawfull Attorney Deputy and assignee
 for mee in my Name and to mye vse to Call to accompt all every and any
 person and persons whome it doth or shall concerne and to make vpp adiust
 and perfect all every or any accompts or Reckoning for and Touching all
 or any Tobaccoes debts due and Demands to me Due payable or belonging
 by and from any Person and Persons and to Confirme Countermande or
 Revoake any Letters of Attorney and Power by me heretofore given to any
 pson and psons as my Said Sonn shall thinke meete and Requisite And to
 Barter Sell and Dispose all every and any goods and Marchandizes to be
 belonging and Comitted to the Charge and Managem^t of my Said Sonn or of
 any Person or Persons whatsoever and to shipp and Consigne the proceed
 thereof to me to and at the Port of London and if need be for this p'misses
 or any part thereof to appeare and my Person to Represent in all Courts
 and before all Judges Magistrates and Ministers of the Law and to Sue
 arrest attach Seize Sequester Implead Imprison Condemn and Discharge
 and to Compound compromit conclude and agree and Vpon Receipt of the
 premisses or any part thereof or Vpon any Such Composicōn or agreement
 to be made to make and give Such acquittances and Discharges as shalbe
 Requisite And one Attorney or more to make Substitute and at pleasure to
 Revoake and moreover to Doe psente performe and Determine all and every
 Lawfull Act and Acts thing and things within or about the premisses shalbe
 Requisite to be done as ffully as I Could doe personally Ratifying and
 allowing for good and Effectuall all and w'soever my Said Sonn or his
 Assignes shall Lawfully Doe or Cause to be Done in or about the p'misses
 by virtue hereof In Witnes whereof I have hereto put my hand and Seale
 the three and twentyth Day of July Anno Dñi 1674 Annoq; 26th Carol^{2d}.

Sealed & Deliu^red in y^e p'sence
 of Walter Dunch

William Barret /Sealed

Thomas Elves.
 W^m Bower Sir

On the backside of the aforegoing Letter
 of Attorney was thus written.

Liber M M December 20th 1674

p. 411 This Day this Letter of Attorney was proved before me by the Oath of Thomas Elves one of the Witnesses to it to be the Act and Deed of William Barret of London Marchant. Sam Chew

Knew all men by these p'sents that I Richard Booth of London Esq^{re} have Assigned made ordeined Constituted Deputed and Appointed as by these p'sents in my Stead and place I doe Assigne make ordeine Constitute Depute and appoint my Loving ffreind Benjamin Cooper Comander of the Shippe Anna of London now bound for Maryland my True and Lawfull Attorney for me and in my name and to my vse to aske demand Sue for Leavy recover and Receive of all and every Person or Persons w'soever, Whom of Right it Doth or may concerne all Such moneys Tobaccoes and other things as are any wise Due Oweing belonging or appertaining unto me the Said Richard Booth for certaine Debts contracted by Cap^t John Tully according to an accompt by him given or otherwise for what Cause or Reason soever Also with any of my Debtors or other Persons to Reckon and admitt accompts Compound and agree Vppon Recoveries and Receipts for me and in my name to Seale and Deliuer Sufficient Discharges and acquittances And if need be to appeare Before all Lords Judges & Justices in any Court or Courts there to answer Defend and reply in all matters and Causes Touching or concerning the premisses to Doe Say pursue, implead, arrest, Seize, Sequester Attach, Imprison, and to condemne And out of prison againe to Deliuer And Generally in order to the Recoveries of what is due and oweing unto me to vse all Lawfull waies & means either by Suite of Law or otherwise as fully and Amply to all intents and purposes as I my Selfe might or could doe if I was then and there parsonally p'sent With power to Substitute One or more Attorneys und^r him with like or limited power and the Same againe to Revoake And I Doe hereby Ratifie Confirme and approve of all and whatsoever my Said Attorney or his Substitutes shall Lawfully Doe or Cause to be Done in and about the p'misses by Virtue of these p'sents In witnes whereof I the Said Richard Booth have hereunto
p. 412 put my hand and Seale the five and twentyth Day of August Anno 1674 And in the Six and twentyth Yeare of the Reigne of our Sovereigne Lord Charles the Second by the Grace of God King of England Scotland ffrance and Ireland Defendor of the ffaith &c.
Signed Sealed and D^d Rich^d Booth /Sealed
in p'sence of vs
Nicho: Spencer
Tho: Walker
Nic^o: Hayward No^{ry} Pub^{cus}
1674

John Coode and ux }
 ag^t }
 Gerard Slye }

Liber M M

Gerard Slye late of S^t Maries County Gent was Sumōned to answer unto John Coode and Susanna his wife in a plea that whereas they the said John and Susanna in right of her the said Susanna and for terme of her natural life and the aforesaid Gerard doe hold together and undevide One tract of Land or Plantation in S^t Maries County called Bushwood with the appurtenāces he the Said Gerard that Partition may be made thereof betweene them according to the forme of the Statute in that case published and Provided doth deny and the same most unjustly permitt not to be done against the forme of the Statute &c.

And whereupon the Said John and Susanna by Kenelm Cheseldyn their Attorney Saith that whereas they the said John and Susanna in right of her the Said Susanna and the aforesaid Gerard together and individually doe hold the Said Tract of land or Plantation called Bushwood in S^t Maries County aforesaid whereof unto them the Said John and Susanna in right of her the said Susanna it belongeth to have by devise of the last will and Testament of Robert Sly late of S^t Maries County Gent deceased late husband of the said Susanna for terme of her naturall life One part of the said Plantation called Bushwood with the appurtenāces in two parts equally to be divided the dwelling house of the Said Plantation excepted devised to her the Said Susanna in Severalty for the same terme and unto the aforesaid Gerard and his heirs by the same devise it appurteines to have the other part residue of the Said Plantation in two parts as aforesaid to be devised and after the decease of the Said Susanna the whole tract of Land or plantation aforesaid with the appurtenāces to descend to him the Said Gerard and his heirs So that the Said John and Susanna of their part of the said tract of land with the appurtenāces to them thereof belonging and the aforesaid Gerard of his part of the Said tract of land with the appurtenāces to him thereof belonging may be able Severally to apart themselves he the said Gerard Partition thereof to be made and provided doth deny and the same most unjustly permitt not to be done against the forme of the Statute aforesaid whereupon the Said John and Susanna Say they and dampnified and have losse to the Value of thirty thousand pounds of tobacco and thereupon they bring their Suite

And the Said Gerard by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and Saith That partition betweene him and the said John and Susanna his wife of the Plantation called Bushwood ought not to be made according to the forme of the Statute in the declaration mentioned for that he Saith that the Said Robert Sly by his Said last will and Testament did will that when there should happen any division to be made of his estate ac-

Liber M M cording to his said last Will that the same should be done by the
discretion of any two or more of his Overseers in the Said Will
p. 413 named without Partiality from time to time as there should be Occa-
sion and by none others if they or any two of them were then living
and accordingly the said Gerard alwayes was and Still is ready to
have partition made of the said Plantation according to the intent
of the said Will and this he is ready to averre and thereupon he
demands judgment whether partition Ought to be made betweene
him and the Said John and Susanna his wife of the Plantation afore-
said according to the Said Statute.

And the aforesaid John and Susanna as to the aforesaid plea of
the aforesaid Gerard above in barr pleaded Say that they by anything
in the same plea before alleadged Ought not to be debarred from
haveing Partition made between them the said John Coode and
Susanna his wife and the said Gerard Sly of the Said Plantation
called Bushwood because they Say they did severall times request the
said Gerard that the said Plantation called Bushwood might be di-
vided according to the appointment of the said Will in the said plea
alleadged and the said Gerard altogether refused the same where-
upon the said John and Susanna Say that the said Plantation called
Bushwood ought to be divided according to the forme of the Statute
abovementioned and of this they pray the judgment of the Court.

Afterwards to witt the eleventh day of December in the 43th yeare
of the Dominion of Caecilius &c came the said John and Susanna
and the Said Gerard by their Attornyes likewise came and it is con-
sidered by the Court here that the said John and Susanna have parti-
tion of the Said Plantation called Bushwood according to the forme
of the Statute in that case made and provided Therefore Comand is
given to the Sheriff of S^t Maries County that takeing with him
twelve good and lawfull men of his Bailiwick by whom the truth of
the matter may the better be Knowne in his proper person he goe
unto the land or Plantation aforesaid with the appurtenñcs and there
by their Oathes in the presence of the parties aforesaid by him to be
warned if they will be present the same land with the appurtenñcs
except before excepted haveing due respect to the true value of them
in two equall parts he cause to be parted and One part thereof to the
aforesaid John Coode and Susanna his wife in right of her the said
Susanna and the other part to him the said Gerard Sly to hold to
them in Severalty he cause to be assigned and delivered So that the
said John and Susanna nor the said Gerard Sly have more of the
premisses aforesaid than unto then appertaineth to have and that
the said John and Susanna of their halfe part to them of the prem-
isses aforesaid with the appurtenñcs belonging and that the said
Gerard Sly of his halfe part of the premisses aforesaid belonging
may be able Severally to possesse themselves. and y^t Partition by
him distinctly and Openly So made he have before his Lo^{pps} justices

at the next Provinciaall Court under his Seale & the Seales of them by whose Oathes he make that partition. Liber M M

John Mayo ag ^t William Stacey & ux:	}	William Stacey and Mary his wife executrix of the last will and testament of Richard Stacey deceased was Sumoned to answer unto John Mayo in a plea that he render unto him the summe of eleven hundred eighty and foure pounds of tobacco which from him they unjustly deteine.
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
And whereupon the said John by Kenelm Cheseldyn his Attorney Saith that whereas the said Richard Stacey in his life time to witt the 15th day of february in the yeare 1672 did by his certaine writing Obligatory Sealed with the seale of the said Richard here in Court produced whose date is the day and yeare abovewritten bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be paid unto the said John Mayo his heirs execut^{rs} adm^{rs} or assignes the full and just Summe of eleven hundred eighty foure pounds of good Sound merchantable tobacco in caske according to Act of Assembly due for to be paid at or upon the tenth day of October next ensuing the date thereof in Some convenient place in Petuxent River Notwithstanding which the Said Richard Stacey in his life time nor the said William and Mary since his death executrix of the last will and Testament of the said Richard though often thereunto required hath not paid but the same to pay hitherto hath and Still doth deny to the damage of the said John Mayo the Summe of two thousand pounds of tobacco and thereupon he bringeth his suite. p. 414

And the aforesaid William and Mary by Robert Ridgely their Attorney come and defend the force and injury when &c and the said William and Mary Say that since administration to the said Mary comitted of the goods and Chattells of the said Richard Stace deceased and in performance of the testament of the said Richard the execution whereof being comitted to the said Mary to witt the tenth day of March in the yeare 1673 the said William Stacey unto the said John Mayo the said eleaven hundred eighty foure pounds of tobacco by the hands of Thomas Kemp according to the tenor of the said writeing Obligatory hath paid and of this he putts himselfe upon the judgment of the Court and the said John also.

Now here at this day to wit the fourteenth day of December in the 43th yeare of the Dominion of Caecilius &c the Court being fully Satisfied that the debt aforesaid is fully Satisfied and paid doe Order that a nonsuite be awarded against the said John Mayo and that the said John pay unto the said William & Mary the Summe of fourteen hundred forty two pounds of tobacco for their costs and charges in this behalfe laid Out and expended and the said John in Mercy for his false claime.

Liber M M I William Stacey of Calvert County doe appoint Robert Ridgely one of the Attornyes of the Provinciaall Court to appeare for me and Mary my wife executrix of Richard Stacey deceased at suite of John Mayo in a plea of debt for eleven hundred eighty foure pounds of tobacco and to plead such plea to the same as he shall thinke fitt and for So doing this shall be his warrant wittnes my hand and seale the 7th of October 1674. William Stacey (sealed)

Witnes

the marke of
Thomas T White
the marke of
Eliz:  Turner.

George Beckwith	}	John Allen late of Charles County otherwise called
ag ^t		John Allen of Charles County in the Province of
John Allen		Maryland Merchant was Sumōned to answer unto George Beckwith Gent of a plea that he render unto him the sume of twenty three pounds Sterling which to him he oweth and unjustly deteineth.

And whereupon the said George by Robert Carvile his Attorney Saith that whereas the said John upon the eleventh day of May in the yeare of Our Lord One thousand Six hundred Seventy foure by his certaine bill or writeing Obligatory sealed with the seale of him the said John and here in Court produced whose date is the day and yeare abovesaid did confesse & acknowledge himselfe to owe and Stand indebted to him the said George in the full and just Sume of twenty three pounds Sterling lawfull mony of England to be paid to him the said George at or before the twentieth day of August next ensueing the date of the said bill Yet notwithstanding the said John the said sume of twenty three pounds Sterling to him the said George though often thereunto requested according to the tenor of the said bill hath not paid or satisfied but the same to pay and satisfie hath denied and refused and Still doth deny and refuse to the damage of him the said George thirty pounds Sterling and thereupon he bringeth his Suite.

p. 415

And the said John by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imparle hereunto untill next Provinciaall Court and it is granted him the same day is given to both parties

Now here at this day to wit the 14th day of December in the 43th yeare of the Dominion of Caecilius &c came the said George by Robert Carvile his Attorney and offered himselfe against the said John in the plea aforesaid but the said John came not but made default therefore it is considered by the Court here that the said George recover against the said John Allen the sume of twenty

three pounds Sterling the debt aforesaid as also the sume of nine hundred and Seaven pounds of tobacco for his costs and charges in that behalfe laid Out and expended the said John in mercy. Liber M M

Henry Phippes ag ^t John Larkin	}	John Larkine late of Ann Arrundell County otherwise called John Larkin of Ann Arundell County in the Province of Maryland was Sumoned to answer unto Henry Phippes adm ^r of the goods and chattells of Edward Maynard deceased in a plea that he render unto him the summe of five thousand Six hundred & thirteene pounds of tobacco which from him he unjustly deteineth
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And whereupon the said Henry by Kenelm Cheseldyn his Attorney Saith that whereas the said John Larkin the eleventh day of May in the yeare One thousand Six hundred Seventy One by his certaine writeing Obligatory Sealed with the sale of the said John here in Court produced whose date is the day and yeare abovewritten acknowledge himselfe to owe and stand indebted unto Edward Maynard merchant Comander of the Shipp called the William of Dover in the full and just Sume of five thousand Six hundred and thirteene pounds of good sound merchantable tobacco in caske to containe the same to be paid to the said Edward Maynard his heirs executors or certaine Attorney in that behalfe at or upon the tenth day of October next ensuing the date thereof in Some convenient place in the County aforesaid to the true performance whereof he did bind himselfe his heirs executors administrators firmly by those presents Notwithstanding which the said John Larkin the said Sume of 5613 1 of tobacco according to the tenor of the said writeing Obligatory hath not paid to the said Edward in his life time nor to the said Henry since his death to whom administration of all and Singular the goods and Chattells which were the said Edwards at the time of his death Since his death hath beene committed though often thereunto required but the same to him to pay hitherto hath and Still doth altogether deny to the damage of the said Henry eight thousand pounds of tobacco & thereupon he bringeth his suite. And the said Henry bringeth also here into Court the Letters of Administracōn to him granted of all and singular the goods and Chattells which were the said Edwards at the time of his death to him committed that it may appeare to the Court here that he is administrator of the said Edward and thereupon to have administracōn

And the said John by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto until next Provincial Court and it is granted him the same day is given to both parties.

Now here at this day to witt the thirteenth day of December in the

Liber M M 43th yeare of the Dominion of Caecilius &c came the said Henry by Kenelm Cheseldyn his Attorney and the said John by Robert Carville his Attorney likewise came and the said John by his Attorney aforesaid Saith that as to foure thousand foure hundred and three pounds of tobacco part of the said sume of five thousand six hundred and thirteene pounds of tobacco he cannot gainsay but that he oweth the same to the said Henry as administrator aforesaid Therefore it is considered by the Court here that the said Henry recover against the said John Larkin aswell the summe of foure thousand foure hundred and three pounds of tobacco the debt aforesaid as also the summe of five hundred forty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said John in mercy.

Thomas Mathews and Henry Adams execut ^{rs} Manwering	}	Thomas Mathews and Henry Adams of Charles County executors of the last will and Testament of
ag ^t		George Manwareing deceased complaine against Thomas Wynn of S ^t Maries County Cryer of this Court
Thomas Wynn		according to the libertyes and privileges &c in a plea that he render unto them the summe of forty thousand pounds of tobacco which from them he unjustly detaineth
The same		
ag ^t		
the same }		

And whereupon the said Thomas and Henry by Kenelm Cheseldyn their Attorney Say that whereas the said Thomas Wynne the tenth day of October in the 39th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1670 by his certaine writeing Obligatory Sealed with the seale of the Said Thomas here in Court produced whose date is the day and yeare abovewritten did acknowledge himself to be holden and firmly bounden unto the said George Manwareing of Charles County in the full and just Summe of forty thousand pounds of merchantable tobacco and caske to be paid to the said George Manwareing his heirs executors administrators or assignes to the which payment well and truly to be made to the said George Manwareing his heirs or assignes he did bind himselfe his heirs executors administrators firmly by these p^{re}sents Notwithstanding which the said Thomas Wynne the said summe of forty thousand pounds of tobacco to him the said George Manwareing in his life time nor to the said Thomas and Henry since his death executors of the last will & Testament of the said George hath not paid according to the tenor of his said writeing Obligatory though often thereunto required but the same to them to pay hitherto hath and Still doth altogether deny to the damage of the said Thomas and Henry forty five thousand pounds of tobacco And thereupon they bring their Suite.

And the said Thomas Wynne by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also the heareing of the Condition of the said writeing and it is read unto him in these words The Condition of this Obligation is such That if the above bounden Thomas Wynne shall well and truly performe fullfill and Keepe every clause and article contained in certaine Articles of agreement interchangably Sealed betweene the said Thomas Wynne and the abovenamed George Manwareing and beareing date the day of the date of these presents then this Obligation to be void and of none effect otherwise to stand remaine and be in full force and Virtue. which being read and heard the said Thomas Saith that he by virtue of the said writeing Obligatory of the said debt in the said writeing mentioned Ought not to be burthened because he Saith that he the said Thomas hath well and truly performed observed fullfilled & Kept every clause and article contained in the said Articles of Agreement in the said Condition of the said writeing Obligatory mentioned which on the part of the said Thomas was to be performed observed fulfilled and Kept and the said Thomas prayeth the heareing of the said Articles of Agreement and that the said Thomas and Henry may His breach therein assigne. Liber M M

And the Said Thomas and Henry Say that they the said Thomas and Henry from haveing their action aforesaid against the said against the said Thomas ought not to be barred for that they say that the said Thomas Wynne hath not performed fullfilled and Kept the clauses and articles in the Said Articles of agreement in the condition of the said writeing Obligatory mentioned which on the part of the said Thomas was to be observed fullfilled and Kept for that the said Thomas hath not returned the bills and accompts received of the said George amounting to the summe of twenty thousand eighty foure pounds of tobacco in his life time nor to the said Thomas and Henry since his death nor rendred his accompt of the tobaccoes received by him for the use of the said George as by the said writeing of Articles it more fully appeares he ought and this they pray may be inquired off by the Country. and the said Thomas Wynne likewise. Therefore it is this day to witt the 13th day of December in the 43th yeare of the Dominion of Caecilius &c comāded the Sheriff of St Maries County that he cause to come here twelve &c by whom &c to recognize &c who neither &c because aswell &c. p. 417

Att which day came aswell the said Thomas and Henry by their Attorney and the said Thomas Wynne by his Attorney and the jurors of that jury likewise came to witt Thomas Hussy James Thompson Philip Lines John Rice Thomas Knighton John Bigger Thomas Chandler John Balley Thomas Kemp Richard Chilman W^m Stacey and Thomas Doxey who being impannelled sumōned and swore to

Liber M M Say the truth in the premisses upon their Oathes doe say they find for the defendants two thousand three hundred seventy two pounds of tobacco.

And whereas also the said Thomas and Henry by their Attorney Say that the said Thomas Wynne the 14th day of March 1669 did bind himselfe his heirs executors adm^rs to pay or cause to be paid unto the said George his certaine Attorney his executors adm^rs or assigns the sume of eighteen hundred pounds of tobacco upon demand after the tenth of October then next following. And the said Thomas Wynne by his Attorney Saith that he the said eightene hundred pounds of tobacco to the said George in his life time hath paid according to the tenor of the said writeing Obligatory. and it sufficiently appeareing to the Court here that the said writeing Obligatory of the said Thomas is fully Satisfied it is the judgment of the Court that the same be delivered up to the said Thomas Wynn, and that the said Thomas Wynn recover of the estate of the said George Manwareing the summe of five hundred seventy two pounds of tobacco the remainder of the abovesaid Summe of two thousand three hundred seventy two pounds of tobacco.

William Baker	} Richard Moy late of S ^t Maries County Gent was
ag ^t	
Richard Moy	

attached to answer unto William Baker in a plea of trespass upon the case.

p. 418 And whereupon the said W^m Baker by Robert Ridgely his Attorney complaineth that whereas the said William Baker upon the Sixteenth day of March in the 39th yeare of the Dominion of Caecilius &c Anno^q Do^m One thousand Six hundred and Seventy bought had and received from the said Richard One man Servant named Nicholas Bradley to Serve the said William two yeares and nine months with Sufficient warranty from the said Richd for the said Servant aswell against the said Severall claimes of ffreedome Sooner as against all persons that might claime any right or title to the Said Servant and afterwards to wit the tenth day of May in the two and fortith yeare of the Dominion of Caecilius &c Anno^q Do^m 1673 the said Nicholas claimeing his freedome there being then Seven months & Six dayes of the said two yeares and nine months unexpired and yet to serve the said Richard Moy did then and there assume upon himselfe and to the said William did faithfully promise that in case the said Nicholas should be freed from the Service of the said William by any lawfull Magistrate of this Province according to Law that then the said Richard would well and truly Satisfie content and pay the said William for the damage and losse the said William should Susteine for want of the Service of the said Nicholas for the time that the said Nicholas should have to serve of the said two yeares & nine months whereupon the same day the said Servant was by the Hon^{ble} Philip Calvert Esq^r Chancellour of this Province discharged from

further Service to the said William and Set free And the Said Nicholas having then to serve him the said William seaven months and Six dayes residue of the said two yeares and nine months, the said William in fact saith that the said Seven months & Six dayes service of the said Nicholas to the said W^m would have beene well worth three thousand pounds of tobacco Notwithstanding which the said Richard Moy his promise and assumption so as aforesaid made not regarding but deviseing and fraudulently intending him the said William in this behalfe craftily & Subtilly to defraud and deceive the same three thousand pounds of tobacco to him the said William though often demanded hath not paid or given any satisfaction for the same but the same to pay hath denied and yet doth deny & refuse whereupon the said William Saith he is dampnified and hath losse to the Value of five thousand pounds of tobacco and thereupon he bringeth his suite. Liber M M

And the said Richard by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and saith he did not assume upon himselfe and to the said William make Such promise in manner and forme as the said W^m hath above against him declared and of this he putteth himselfe upon the Country and the said William likewise. Therefore it is comāded the Sheriff of S^t Maries County that he cause to come here twelve &c

Now here at this day to witt the 12th day of December in the 43th yeare of the Dominion of Caecilius &c came the said William Baker by his Attorney and the said Richard Moy by his Attorney and the jurors of that jury came likewise to wit Gerard Sly George Dundas Joseph Edloe William Harper Peter Watts George Gunnell Cornelius Corneil John Balley Thomas Gant John Hollius Thomas Doxey and Mathew Stone who being impannelled Sumōned and Sworne to Say the truth in the p^rmisses upon their Oathes doe Say they find for the plaintiff two thousand pounds of tobacco with costs of Suite therefore it is considered by the Court here that the said William recover against the said Richard aswell the said sume of two thousand pounds of tobacco damages occasioned by the trespass aforesaid as also the summe of pounds of tobacco costs of Suite. and the said Richard in mercy.

I doe hereby appoint Robert Carvile One of the Attornyes of the Provinciaall Court to appeare for me at the suite of W^m Baker in an action of trespass upon the case and to take Coppy of the declaration & putt in such plea as he shall thinke fitt & for So doing this shall be his Sufficient warrant as wittnes my hand this 21th of September 1674

Testes

Rich: Moy

Robert Ridgely

Peter Eure.

I doe appeare by Virtue of this warrant of Attorney for Richard p. 419
Moy def^t at the suite of William Baker plaintiff in an action of tres-

Liber M M pas upon the case this day exhibited against the said Richard as
wittnes my hand this 21th day of September 1674.

Peter Eure

Ro: Carvile

Robert Ridgely

Isaac ffoxcroft } John Richardson late of Talbott County Inholder
ag^t } was attached to answer unto Isaac ffoxcroft of
John Richardson } Accamack Gent of a plea of trespas upon the case.

And whereupon the Said Isaac by Robert Ridgely his Attorney complaineth that whereas the said John the tenth day of December in the 43th year of the Dominion of Caecilius &c Annoq Dom 1674 accounted together with the said Isaac for divers Summes of tobacco before that time due and oweing for goods and merchandizes and other things to the said Isaac by the Said John Due & oweing & to the said Isaac to be paid and upon that accompt the said John was found in arrears and indebted to the said Isaac the summe of two thousand seaven hundred twenty Six pounds of tobacco in consideration whereof the said John did assume upon himselfe and to the said Isaac did then and there faithfully promise that he the said John the said Summe of two thousand Seven hundred twenty Six pounds of tobacco to him the said Isaac when thereunto required would well & truly content and pay Notwithstanding which the said John the said Summe of two thousand Seven hundred twenty Six pounds of tobacco to him the said Isaac according to his Promise hath not paid to the Said Isaac though often thereunto required but the same to pay hath denyed and yet doth deny to the damage of the said Isaac three thousand pounds of tobacco and thereupon he produceth his Suite.

And the aforesaid John in his Proper person cometh & defendeth the force and injury when &c and the said John nothing in barr of the aforesaid Isaac Saith for the debt aforesaid, wherefore it is considered by the Court here that the said Isaac against the Said John for the said Summe of two thousand seven hundred twenty Six pounds of tobacco remaineth wholly undefended and that the said Isaac recover against the said John the said summe of two thousand seven hundred twenty Six pounds of tobacco & the said John in mercy.

Justinian Gerard } John Coode late of S^t Maries County Gent and
ag^t } Susanna his wife late called Susanna Sly widdow
John Coode & ux } were attached to answer unto Justinian Gerard
Gent in a plea of trespas upon the case

And whereupon the said Justinian by Robert Ridgely his Attorney complaineth that whereas the aforesaid Susanna the tenth day of february in the 42th year of the Dominion of Caecilius &c Annoq Dom 1673 the said Susanna being then sole in consideration that the said Justinian at the Special instance and request of her the Said

Susanna had bargained Sold and delivered unto her the said Susanna Liber M M
 Six breeding Soves and One grinstone the Said Susanna did assume
 upon her selfe & to the said Justinian did then and there faithfully
 promise that she the said Susanna would upon demand Satisfie &
 pay unto him the said Justinian asmuch as the said Six Soves &
 One grindstone were worth And the said Justinian in fact Saith p. 420
 that the said Six Soves were well worth eightene hundred pounds
 of tobacco and the said Grindstone was well worth fifty pounds of
 tobacco Yet the aforesaid Susanna while she was Sole nor the afore-
 said John and Susanna since the nuptials betweene them cele-
 brated the promise and assumption aforesaid of her the said Susanna
 to him the said Justinian in forme as aforesaid made little regard-
 ing but deviseing & fraudulently intending him the said Justinian in
 this behalfe craftily and Subtily to defraud & deceive the said eight-
 eene hundred and Sixty pounds of tobacco to him the said Justinian
 according to the promise and assumption aforesaid of her the said
 Susanna to the said Justinian made as aforesaid hath not paid nor
 him for the same in any manner contented or satisfied though
 often demanded by him the said Justinian of the said Susanna
 while she was Sole and of the said John and Susanna since the
 espousalls betweene them Solemnized but the same to pay have re-
 fused & denyed and yet doe refuse and deny to the damage of the
 said Justinian three thousand pounds of tobacco And thereupon he
 bringeth his suite

And the said John and Susanna by Kenelm Cheseldyn their At-
 torny doth come and defend the force and injury when &c and Say
 they did not promise and assume upon themselves in manner and
 forme as the said Justinian in his declaration above hath declared
 against them and of this they putt themselves upon the Country and
 the said Justinian likewise therefore it is comanded the Sheriff of
 St Maries County that he cause to come here twelve &c

Now here at this day to wit the 12th day of December in the 43th
 yeare of the Dominion of Caecilius &c Annoq Dom One thousand
 Six hundred Seventy foure came the said Justinian Gerard by his
 Attorney and the said John Coode and Susanna his wife by their
 Attorney and the jurors of that jury likewise came to wit Philip
 Lynes Abraham Rhoades Richard Ridgall James William Tobias
 Wells Michael Miller John Rice George Charlsworth John Bigger
 Edward Skidmore Lodowick Williams and Stephen Murty who
 being impannelled Sumōned and Sworne to Say the truth in the
 premisses upon their Oathes doe say Wee find for the plaintiff that
 the defendant pay unto him twelve hundred and Sixty pounds of
 tobacco with costs. Therefore it is considered by the Court here
 that the said Justinian recover against the said John Coode aswell
 the summe of twelve hundred & Sixty pounds of tobacco occasioned
 by the trespas aforesaid as also the summe of fifteen hundred & nine

Liber M M pounds of tobacco for his costs & charges in that behalfe laid Out & expended & the said John and Susanna in mercy.

Whereas I Justinian Gerard of S^t Maries County Gent am impleaded in the Provinciaall Court by John Coode & Susanna his wife in two severall actions of trespas upon the case I doe therefore hereby impower & authorize my welbeloved freind Robert Ridgely One of the Attorneyes of the said Court to appeare for me in both the said actions and as my Attorney to plead for me non assumpsitt or Otherwise as he shall thinke fitt & the same to defend to the utmost of his skill & power and for so doing this shall be his warr^t In witnesse whereof I have hereunto sett my hand & seale the 18th of September 1674.

Wittnes
Jn^o Blomfeild
Robert Cole.

Jus Gerard (Seale.)

p. 421 December the 9th 1674

Upon the Petition of Richard Speed That in May Court last past upon a writt issued against the Petitioner at the suite of Benjamin Solly deceased in an action of debt for two hundred pounds Sterling the Sheriff returned a non est inventus and thereupon the Court according to Act of Assembly awarded an attachment against the goods of the petitioner directed to the Sheriff of Charles County and M^r John Allen being then Sheriff attached Severall debts and tobaccoes of your Petitioners amounting to a very great Summe and never made any returne of the said writt according as by the same writt he was comanded to the justices of this Court in October last to the great damage of the Petitioner

Whereupon it was this day Ordered that the said John Allen make returne of the said attachment at the next Provinciaall Court. But the Said John Allen being present in Court this day and the Court requireing him to make returne of the writt aforesaid under his hand Saith By Virtue of a writt to me directed to attach any the goods and Chattells of Richard Speed to the value of two hundred pounds of Sterling I doe hereby acknowledge that I have received and attached in the hands of Giles Tomkins to the Value of Six thousand foure hundred & ninteene pounds of tobacco.

P John Allen. Sheriff.

Costs allowed Lydia Solly adm^{rx} of Benjamin Solly plaintiff ag^t Richard Speed defendant the sume of five thousand two hundred ninty five pounds of tobacco.

Henry Phippes	}	Thomas Turner late of Ann Arundell County
ag ^t		otherwise called Thomas Turner of Ann Arundell
Thomas Turner		County in the Province of Maryland was Sum-

ōned to answer unto Henry Phippes administrator Liber M M
 of the goods & chattells of Edward Maynard de-
 ceased in a plea that he render unto him the sume
 of two thousand Seven hundred forty One pounds
 of tobacco which from him he unjustly deteineth.

And whereupon the said Henry by Kenelm Cheseldyn his Attorney
 Saith that whereas the said Thomas the 30th day of August in the
 yeare 1670 did by his certaine writeing Obligatory Sealed with the
 seale of the said Thomas here in Court produced whom date is the
 same day & yeare above written acknowledge himselfe to Owe and
 Stand indebted to M^r Edward Maynard Merchant and Comander
 of the William of Dover now rideing at Anchor in the Province
 aforesaid the full & just Sume of 2741 1 of tobacco good Sound
 and merchantable in caske to be paid the said Edward Maynard his
 heirs executors administrators at or upon the tenth day of October
 next ensueing the date thereof and for the true performance thereof
 did bind himselfe his heirs executors adm^{rs} firmly by those presents
 Notwithstanding which the said Thomas the Said summe of 2741 1
 of tobacco according to the tenor of his said writeing Obligatory
 hath not paid to the said Edward in his life time nor to the said
 Henry since his death to whom administration of all and singular
 the goods and Chattells which were the said Edward at the time of
 his death Since his death hath beene committed hath not paid though
 often required but the same to pay hitherto hath and still doth al-
 together deny to the damage of the said Henry three thousand five
 hundred pounds of tobacco & thereupon he bringeth his Suite

And the Said Henry bringeth also here into Court the Letter of p. 422
 administration to him granted of all and Singular the goods and
 Chattells which were the said Edwards at the time of his death that
 it may appeare to the Court here that he is administrator of the Said
 Edward and thereupon to have administration

Now here at this day to witt the 13th day of December in the
 43th yeare of the Dominion of Caecilius &c Came the said Henry
 Philipps by his Attorney but the said Thomas came not but made
 default therefore it is considered by the Court here that the said
 Henry recover against the said Thomas aswell the summe of One
 thousand Seven hundred forty One pounds of tobacco the debt afore-
 said as also the summe of five hundred forty foure pounds of tobacco
 for his costs and Charges in that behalfe expended and laid Out and
 the Said Thomas Turner in mercy.

John Quigley	}	George Brewer late of S ^t Maries County otherwise
ag ^t		called George Brewer of S ^t Maries County in the
George Brewer		Province of Maryland planter was Sumōned to
		answer unto John Quigley in a plea that he render
		unto him the sume of foure thousand foure hundred

Liber M M

pounds of tobacco which to him he oweth and unjustly deteineth.

And whereupon the said John Quigley by Kenelm Cheseldyn his Attorney Saith that whereas the said George Brewer the 29th day of June in the yeare 1671 by his certaine writeing Obligatory Sealed with the seale of the Said George here in Court produced whose date is the day and yeare abovewritten did acknowledge himselfe holden and firmly bounden unto John Quigley of Virginia merchant the full quantity of foure thousand foure hundred pounds of good Sound merchantable tobacco in caske to be paid unto the said John or to his certaine Attorney his executors administrators or assignes To the which payment well and truly to be made he did bind himselfe his heirs executors and administrators firmly by those presents Notwithstanding which the said George Brewer the Said sume of foure thousand foure hundred pounds of tobacco according to the tenor of his aforesaid writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and still doth deny to the damage of the said John Quigley Six thousand pounds of tobacco And thereupon he brings his Suite.

And the said George Brewer in his proper person in the Custody of the said Sheriff cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also heareing of the condition of the said writeing and it is read unto him in these words Vizt The Condition of this Obligation is Such that if the abovebound George Brewer Or Richard Broome their or either of their heirs executors or assignes or either of them doe pay or cause to be paid to the said John Quigley his heirs executors administrators or assignes the full quantity of two thousand two hundred pounds of good sound merchantable tobacco in caske in manner & forme following that is to say twelve hundred pounds part of the said two & twenty hundred pounds of tobacco on or upon the tenth day of October next ensuing the date thereof at or upon the plantation now in the Occupation of them the said George and Richard called Newtowne Mill scituate in the County aforesd and One thousand pounds of tobacco more the remainder of the said two and twenty hundred pounds of tobacco On or upon the tenth day of October which will be in the yeare One thousand Six hundred Seventy two at New-Towne Mill aforesaid That then this Obligation to be void or else to stand in force, which being read and heard the said George Saith nothing in barre of the action aforesaid of him the said John Quigley but that he oweth unto the said John the said sume of two thousand two hundred

p. 423 pounds of tobacco Therefore it is considered off by the Court here that the said John Quigley recover against the said George Brewer the said summe of two thousand two hundred pounds of tobacco the debt aforesaid as also the summe of pounds of

tobacco for his costs and charges in this behalfe expended and laid Out. and the said George in mercy. Liber M M

Marmaduke Semme } Samuel Barnes late of S^t Maries County was
ag^t } attached to answer unto Marmaduke Semme
Samuel Barnes } of a plea of trespass upon the case.

And whereupon the said Marmaduke by Robert Ridgely his Attorney complaineth that whereas the said Samuel the eighteenth day of January One thousand six hundred Seventy three bought had and received of the said Marmaduke divers liquors and provisions (he the said Marmaduke being a licensed Ordinary Keeper) at divers dayes and times from the said eighteenth day of January in the yeare aforesaid untill the two & twentieth day of October then next following a particular whereof is here in Court produced amounting in the whole to the summe of two thousand five hundred twenty Seaven pounds of tobacco In consideration whereof the said Samuel did assume upon himselfe and to the said Marmaduke did faithfully promise that he the said Samuel when thereunto required the said summe of two thousand five hundred twenty Seven pounds of tobacco to him the said Marmaduke would well and truly pay Notwithstanding which the said Samuel the said sune of two thousand five hundred twenty Seven pounds of tobacco according to his promise hath not paid though often thereunto required by the same to pay hitherto hath denyed and still doth deny to the damage of the said Marmaduke of three thousand pounds of tobacco And thereupon he bringeth his suite.

Now here at this day to witt the ninth day of December in the three & fortith yeare of the Dominion of Caecilius &c the Sheriff of S^t Maries County maketh returne as formerly that the said Samuel Barnes is not found in his Bailiwick whereupon the said Marmaduke prayed an attachment against the goods and Chattells of the said Samuel according to Act of Assembly in that case made and provided and it is by the Court here granted unto him.

Nicholas Bayard and } William Worgan late of Dorchester County
Peter Bayard } in the Province of Maryland Inholder other-
ag^t } wise called William Worgan of Dorchester
William Worgan } County in the Province of Maryland was
Summoned to answer unto Nicholas Bayard
and Peter Bayard of New-Yorke Merchants
of a plea that he render unto them the summe
of five thousand three hundred Seventy nine
pounds of good Sound merchantable leafe
tobacco and caske which to them he oweth and
unjustly detaines

Liber M M And whereupon the said Nicholas and Peter by Robert Ridgely their Attorney Say that whereas the said William upon the five and twentieth day of April in the One and fortith yeare of the Dominion of Caecilius &c Annoq̃ Doñ One thousand six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said William and by the said Nicholas and Peter here in Court produced whose date is the day and yeare abovesaid did bind himselfe his heirs executors administrators or assignes to pay or cause to be paid unto the said Nicholas and Peter or unto their heirs executors or lawfull Attorney the full summe of five thousand three hundred Seventy nine pounds of good Sound merchantable leafe tobacco & caske to be paid upon demand in Great or Little Chop-tanck Rivers Notwithstanding which the said William Worgan the aforesaid Summe of five thousand three hundred seventy nine pounds of tobacco though often thereunto required to them the said Nicholas and Peter or either of them hath not paid but the same to pay hitherto
p. 424 refuseth and denyeth whereupon they Say they are dampnified and have losse to the Value of five thousand pounds of tobacco. and thereupon they bring their Suite.

Now here at this day to wit the ninth day of December in the three & fortith yeare of the Dominion of Caecilius &c the Sheriff of Dorchester County maketh returne that the said William Worgan is not found in his Bayliwick whereupon the said Nicholas & Peter prayed an attachment against the goods and Chattells of the said William according to an Act of Assembly in that case made & provided and it is granted unto them by the Court here.

Christopher Rousby	}	Jonathan Squire Administrator of the Goods
ag ^t		and Chattells of John Morecroft late of the
Jonathan Squire adm ^r		Citty of S ^t Maries Gent deceased was at-
John Morecroft	}	tached to answer unto Christopher Rousby
		of Calvert County Gent of a plea of trespas
		upon the case.

And whereupon the said Christopher by John Rousby his Attorney Saith that Whereas the said John Morecroft in his life time was indebted unto the said Christopher for divers goods and merchandizes to him sold and delivered at divers dayes and times that is to say from the twentieth day of May in the yeare of Our Lord One thousand Six hundred & Seventy untill the Six and twentieth day of September One thousand six hundred Seventy two the summe of eight hundred and nine pounds of tobacco, and also the summe of three hundred twenty five pounds of tobacco for executeing Severall writts by the said Christopher dureing the time aforesaid when he was Sheriff of the said County of Calvert a particular of which said goods and merchandizes and also of the said writts is here in Court produced amounting in the whole to the summe of eleven hundred

thirty foure pounds of tobacco In consideration whereof the said Liber M M
 John Morecroft did assume upon himselfe and to the said Christo-
 pher faithfully promise that he the said John the said Summe of
 One thousand One hundred thirty foure pounds of tobacco to him
 the said Christopher when thereunto required would well and truly
 pay and Satisfie Notwithstanding which the said John Morecroft
 in his life time nor the said Jonathan Squire Since his death to
 whom administration of all and Singular the goods and chattells
 which were of the said John Morecrofts at the time of his death by
 the Hon^{ble} Philip Calvert Esq^r Comissary Gen^l after the death of
 the said John was committed although often required the aforesaid
 One thousand One hundred thirty foure pounds of tobacco have
 not rendred unto the said Christopher but the same to him to pay
 the said John Morecroft hath denyed and the Said Jonathan doth
 yet deny and refuse whereupon he saith he is dampnified and hath
 losse to the value of two thousand pounds of tobacco and thereupon
 he bringeth his suite.

Now here at this day to wit the twelfth day of December in the
 43th yeare of the Dominion of Caecilius &c came the said Christopher
 by his Attorney aforesaid and Offered himselfe against the said Jona-
 than in the plea aforesaid and the said Jonathan by Kenelm Chesel-
 dyn his Attorney came likewise and Saith nothing in barre of the ac-
 tion aforesaid of him the said Christopher for that the said John
 Morecroft in his life time did Owe unto the said Christopher the
 said summe of One thousand One hundred thirty foure pounds of
 tobacco the debt aforesaid therefore it is considered by the Court
 here that the said Christopher recover against the said Jonathan the
 administrator of the said John the said summe of One thousand One
 hundred thirty foure pounds of tobacco the debt aforesaid.

Mathias Decosta	} George Charlsworth late of S ^t Maries County	p. 425
ag ^t		
George Charlsworth	} planter was Sumoned to answer unto Mathias	
	} Decosta of a plea that justly he make a rea-	
	} sonable account for the time he was Attorney	
	} Bayliff or Receivor of the goods and tobacco	
	} of him the said Mathias of what cause soever	
	} and contract to the sole proffit of him the said	
	} Mathias and which to him to make he ought.	

And whereupon the said Mathias Decosta by Robert Ridgely his
 Attorney Saith that whereas the said George from the

day of June in the yeare of Our Lord One thousand Six
 hundred Seventy two untill the eight and twentieth day of April then
 next following was Attorney Bayliff and Receiver of the goods and
 tobacco of him the said Mathias haveing by the same time the care
 & management of the plantation of the said Mathias in S^t Maries
 County aforesaid together with

Servants twenty

Liber M M Seaven head of cattle One horse and eighty One head of hoggs and of all and Singular the issues & profitts comeing aswell of the said Plantation and Servants by tilling and manureing thereof as also of the issues and profitts comeing of the said cattle and hoggs by their encrease and of the said horse by his labour And also the said George by the same time had received of Daniel Devine foure hundred and forty pounds of tobacco with which said tobacco as also with the issues and profitts aforesaid the said George was to dispose and merchandize and make profitf thereof for him the said Mathias and to render an accompt thereof to him the said Mathias when thereunto required Yet the said George reasonable accompt thereof to the said Mathias hath not thereof made though often thereunto demanded but the same to him to make hitherto hath denyed and as yet doth deny to the damage of him the said Mathias thirty thousand pounds of tobacco and thereupon he bringeth his suite.

And the said George Charlsworth by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciall Court and the Same day is given to both parties.

Att which day to wit ninth day of December in the three and fortith yeare of the Dominion of Caecilius &c came the said George Charlsworth by his Attorney aforesaid but the said Mathias Decosta came not to prosecute the plaint aforesaid therefore it is considered by the Court here that the said George Charlsworth recover against the said Mathias Decosta the summe of _____ pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Mathias in mercy for his false claime.

Lydia Solly adm ^{rx} of	} Thomas Ward late of S ^t Maries County otherwise called Thomas Ward of S ^t Maries County was Sumōned to answer unto Lydia Solly deceased of a plea that he render unto her the summe of three thousand foure hundred twenty three pounds of tobacco which from her he unjustly deteineth.
Benj ^a Solly	
ag ^t	
Thomas Ward	

And whereupon the said Lydia by Robert Carville her Attorney Saith That where the said Thomas the two and twentieth day of June in the yeare of Our Lord One thousand six hundred seventy foure by his certaine bill or writeing Obligatory sealed with the seale of the said Thomas and here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himself to owe and stand indebted to the said Benjamin Solly the summe of three thousand foure hundred twenty three pounds of good Sound lawfull merchantable tobacco and caske to be paid to the Said Benjamin his heirs executors administrators or assignes at or before the tenth day of October next ensueing the date of the said bill in some convenient landing place in the said County Yet notwithstanding the

said Thomas the said Summe of three thousand foure hundred twenty three pounds of tobacco to him the said Benjamin in his life time nor to the said Lydia since his death though often thereunto required according to the said bill hath not paid or satisfied but the same to pay or satisfie hath hitherto denyed and still doth deny and refuse to pay the same To the damage of the said Lydia foure thousand pounds of tobacco and thereupon she bringeth her suite. Liber M M

And the said Lydia produceth here in Court the Letters of administration of the goods and Chattells of the said Benjamin whereby it may appeare to the Court here that she hath right to Administration &c.

And the said Thomas in his proper person cometh and defendeth the force and injury when &c and saith nothing in barr of the action aforesaid of her the Said Lydia for the debt aforesaid for that he acknowledgeth he oweth the same as aforesaid Therefore it is considered by the Court here that the said Lydia recover against the said Thomas aswell the summe of three thousand foure hundred twenty three pounds of tobacco the debt aforesaid as also the summe of One hundred eighty and Seven pounds of tobacco for her costs and Charges in the behalfe laid Out and expended and the said Thomas in mercy.

Richard Moy ag ^t	}	Richard Chillman late of St Maries County planter otherwise called Richard Chillman of the County of St Maries in the Province of Maryland was summoned to answer unto Richard Moy in a plea that he render unto him the summe of eleaven hundred pounds of tobacco which to him he oweth and unjustly deteineth &c.
Richard Chilman		

And whereupon the said Richard Moy by Robert Carville his Attorney saith that the said Richard Chillman the two and twentieth day of October in the yeare of Our Lord One thousand six hundred Seventy foure by his certaine bill obligatory Sealed with the Seale of the said Richard Chillman and here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himselfe holden and firmly bounden unto the said Richard Moy in the full and just quantity of eleven hundred pounds of good Sound merchantable tobacco and caske to be paid unto the said Richard Moy or to his certaine Attorney his heirs executors administrators and assignes in Some convenient place in the County aforesaid upon demand To the which payment well and truly to be made he did bind himselfe his heirs execut^{rs} and adm^{rs} firmly by those presents Notwithstanding which the said Richard Chillman the said summe of eleaven hundred pounds of tobacco according to the tenor of his said bill though often thereunto required hath not paid but the same to pay hitherto hath denyed and yet doth deny whereupon the said Richard Moy Saith he is dampnified and hath losse to the Value

Liber M M of two and twenty hundred pounds of tobacco and thereupon he bringeth his Suite.

Now here at this day to wit the ninth day of february in the 43th yeare of the Dominion of Caecilius &c came the said Richard Chillman in his proper person and defendeth the force and injury when &c and Saith nothing in barr or avoidance of the action aforesaid against him whereupon the said Richard Moy remaineth against the said Richard Chillman thereo[f] undefended therefore it is considered by the Court here that the said Richard Moy recover against the said Richard Chillman aswell the sume of eleven hundred pounds of tobacco the debt aforesaid as also the sume of One hundred eighty Seaven pounds of tobacco for his costs and charges in this behalfe laid Out and expended And the said Richard Chillman in mercy.

p. 427 Richard Moy } Thomas Loquer late of St Maries County otherwise
ag^t } called Thomas Loquer of the County of St Maries
Thomas Loquer } in the said Province Taylor was Sumōned to answer
unto Richard Moy of a plea that he render unto
him the said Richard the sume of foure hundred
twenty Seaven pounds of tobacco which to him he
oweth & unjustly detaineth &c.

And whereupon the said Richard by Robert Carville his Attorney saith that whereas the said Thomas the tenth day of March in the yeare of Our Lord One thousand six hundred Seventy three by his certaine bill or writeing Obligatory Sealed with the seale of him the said Thomas and here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himselfe to owe and Stand indebted unto the said Richard in the full and just Sume or quantity of foure hundred twenty Seaven pounds of tobacco and caske to be paid to the said Richard in some convenient place in the said County upon demand Yet notwithstanding the Said Thomas the Said Summe of foure hundred twenty Seven pounds of tobacco to him the said Richard according to the said bill though often thereunto requested hath not paid or Satisfied but the same to pay doth deny and refuse to the damage of the said Richard One thousand pounds of tobacco And thereupon he bringeth his Suit.

Now here at this day to wit the ninth day of December in the 43th yeare of the Dominion of Caecilius &c Came the said Thomas Loquer in his proper person and saith nothing in barre of the action aforesaid of him the said Richard because he oweth the said Richard the said Sume of foure hundred twenty seaven pounds of tobacco whereupon the said Richard remaineth against the said Thomas thereof undefended Therefore it is considered off by the Court here that the said Richard recover against the Said Thomas the said summe of foure hundred twenty seven pounds of tobacco the debt aforesd as also the sume of One hundred eighty Seven pounds of tobacco

for his costs & charges in that behalfe laid Out and expended and the said Thomas in mercy. Liber M M

Kenelm Cheseldyn	}	John Hollins late of Calvert County was Sum- ōned to answer unto Kenelm Cheseldyn One of the Attorneys of this Court in a plea that he render unto him the summe of twelve hundred pounds of tobacco which to him he oweth and unjustly deteineth according to the libertyes and priviledges &c.
ag ^t John Hollins		

And whereupon the said Kenelm in his Proper person Saith That whereas the Said John Hollins the fifth day of December in the yeare One thousand Six hundred Seventy two did by his certaine writinge Obligatory Sealed with the seale of the said John here in Court produced whose date is the same day and yeare abovewritten acknowledge himself to Owe and Stand indebted unto the Said Kenelm Cheseldyn of the City of S^t Maries the full summe of twelve hundred pounds of good tobacco to be paid upon all demands in Calvert County to which payment well and truly to be made he did bind himselfe his heirs execut^{rs} administrators and assignes firmly by those presents Notwithstanding which the said John the said summe of twelve hundred pounds of tobacco according to the tenor of his said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and Still doth deny to the damage of the said Kenelm Sixteene hundred pounds of tobacco and thereupon he bringeth his suite.

Now here at this day to witt the ninth day of December in the 43th yeare of the Dominion of Caecilius &c Came the said John Hollins in his proper person and Saith nothing in barre or avoidance of the action aforesaid of him the said Kenelm because he oweth unto the said Kenelm the said summe of twelve hundred pounds of tobacco whereupon the Said Kenelm remaineth against the Said John thereof undefended Therefore it is considered by the Court here that the Said Kenelm recover against the said John Hollins aswell the summe of twelve hundred pounds of tobacco the debt aforesaid as also the sume of five hundred and twelve pounds of tobacco for his costs and charges in that behalfe laid Out and expended and the said John in mercy. p. 428

Henry Phippes	}	Robert Procter late of Ann Arundell County other- wise called Robert Prockter was Sumōned to an- swer unto Henry Phippes administrator of the goods and chattells of Edward Maynard deceased in a plea y ^t he render unto him the sume of One thousand eight hundred and thirty pounds of to- bacco which from him he unjustly deteineth
ag ^t Robert Procter		

And whereupon the Said Henry by Kenelm Cheseldyn his At-

Liber M M torney Saith that whereas the Said Robert the Seventh day of November in the yeare One thousand six hundred and Seventy did by his certaine writeing Obligatory Sealed with the Seale of the Said Robert in Court produced whose date is the same day and yeare above-written bind himselfe his heirs execut^{rs} administrators or assigns to pay or cause to be paid unto the said Edward Maynard his heirs execut^{rs} adm^{rs} or assigns the full and just Summe of One thousand eight hundred and thirty pounds of good merchantable tobacco caske to be paid as some convenient place in the abovesaid County to be paid upon all demand after the date thereof Notwithstanding which the said Robert the said summe of One thousand eight hundred and thirty pounds of tobacco to him the said Edward in his life time nor to the said Henry Since his death to whom administration of all and Singular the goods and chattells which were the Said Edwards at the time of his death Since his death hath beene committed hath not paid though often thereunto required but the same to pay hitherto hath and Still doth deny to the damage of the Said Henry the summe of three thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said Henry bringeth in Court here the Letters of administration to him granted of all and Singular the goods and Chattells which were the Said Edwards at the time of his death that it may appeare to the Court here that he is administrator of the said Edward and thereupon to have administration

And the said Robert by Thomas Bland his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Court and it is granted unto him the same day is given to both parties.

Now here at this day to wit the thirteenth day of December in the 43th yeare of the Dominion of Caecilius &c came the said Henry by his Attorney aforesaid and Offered himselfe against the said Robert in the plea aforesaid but the said Robert Proctor came not but made default therefor[e] it is considered by the Court here that the Said Henry recover against the Said Robert the said Summe of One thousand eight hundred and thirty pounds of tobacco the debt aforesaid as also the summe of five hundred twenty eight pounds of tobacco for his costs & charges in that behalfe laid Out and Expended

Daniell Jenifer	}	George Charlsworth late of S ^t Maries County otherwise called George Charlsworth of S ^t Hellens in the County of S ^t Maries Planter was Sumoned to answer unto Daniell Jenifer of a plea that he render unto him fourteen hundred and foureteen pounds of tobacco which to him he oweth and unjustly deteineth The same George Charlsworth otherwise called George Charlseworth
ag ^t		
George Charlsworth		
Vincent Atcheson		
ag ^t		
the same	}	
Richard Moy		
ag ^t		
the same		

of the County of St Maries in the Province of Maryland Gent was Sumōned to answer unto Vincent Atcheson of a plea that he render unto him the summe of five thousand Six hundred Sixty nine pounds of tobacco which to him he oweth and unjustly deteineth. Liber M M
P. 429

The same George Charlsworth otherwise called George Charlsworth of the County of St Maries in the Province aforesaid Planter was Summoned to answer unto Richard Moy of a plea that he render unto him the sume of foure thousand One hundred forty One pounds of tobacco which to him he oweth and unjustly deteineth.

And the said George Charlsworth by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c.

And the said Richard Moy at this day to witt the twelfth day December in the 43th year of the Dominion of Caecilius &c exhibited into Court here this accompt Vizt.

In Maryland Anno Dom̃ 1674.	£ Contra Cred ^r	1 to 5
George Charlsworth D ^r	£ to 5 paid Rob ^t	
To your bill accepted frō	Grimes	3328
Atcheson	£ to 5 paid on Jenifers	
to y ^r bill pay ^{ble} on demayed..	bill	0736
to yo ^r bill accepted from Jeni-	£ Rob ^t Ridgely.	0335
fer	£ tallow	0090
to y ^r acc ^t in journall A. fo ^r	£ egges	0045
164	£ W ^m Claw.	0238
to 2 q ^{ts} of wine.	£ Vincent Atcheson.	0330
	Rest to baff.	6434
		<u>11536</u>
		<u>11536</u>

Errors excepted £ me

Richard Moy.

And the said George Charlsworth Said nothing in barr or avoidance of the ballance of the accompt abovesaid whereupon the said Richard Moy for the same remaineth against the said George thereof undefended therefore it is considered by the Court here that the said Richard Moy recover against the said George Charlsworth aswell the said Summe of Six thousand foure hundred thirty foure pounds of to 5 the debt aforesaid as also the summe of Seventeen hundred twenty One pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said George in mercy.

Whereas I have Obtained judgment against George Charlsworth for eight thousand One hundred fifty and five pounds of tobacco debt and costs of Suite these are therefore to desire you to acknowledge Satisfaction upon record of the said judgment and for So doing this shall be your warrant as wittnes my hand this Second day of ffebruary An^o Dom̃ 1674.

Testis Char: Delaroche.

Richard Moy.

To Robert Carville One of the
Attorneyes of the Provinciaall
Court.

Liber M M Be it Knowne unto all men by these presents that I George Charls-
worth of S^t Maries have remised released & for ever quitt claimed
and by these presents doe for me my heirs executors and adm^{rs}
remise release & for ever quittclaime unto Richard Moy of S^t Maries
County all and all manner of actions Suites or cause of actions
writts of errors or cause of any writts of errors debts duties
and demands whatsoever which I now have or hereafter may have
for any matter cause or thing whatsoever from the begining of the
World to this day In wittnes whereof I have hereunto sett my hand &
seale this second day of ffebruary An^o Dom^o 1674.

Testes.

George Charlsworth (Sealed.)

Ro: Carvile

Char: Delaroche.

p. 430 Henry Phippes } John Beaman late of Ann Arundell County other-
ag^t } wise called John Beaman in the County of Ann
John Beaman } Arundell in the Province of Maryland was Sum-
} oned to answer unto Henry Phipps administrator
} of the goods and Chattells of Edward Maynard de-
} ceased in a plea that he render unto him the Summe
} of One thousand foure hundred thirty pounds of
} tobacco which from him he unjustly detaineth.

And whereupon the Said Henry by Kenelm Cheseldyn his At-
torney Saith that whereas the Said John Beaman the first day of
September in the yeare One thousand Six hundred and Seventy did
by his certaine writeing Obligatory Sealed with the Seale of the Said
John here in Court produced whose date is the Same day and yeare
abovewritten acknowledge himselfe to Owe and Stand indebted unto
the said Edward Maynard merchant and Comander of the good
Shipp called the William of Dover then rideing at anchor in the
River of Patuxent in the Province aforesaid the full and just Summe
of One thousand foure hundred and thirty pounds of good Sound
merchantable tobacco in caske to be paid the said Edward Maynard
his heirs executors adm^{rs} at or upon the tenth day of October next
ensueing the date thereof and for the true performance thereof did
bind himselfe his heirs executors adm^{rs} firmly by these presents
Notwithstanding which the said John Beaman the said Sūme of
fourteen hundred and thirty pounds of tobacco according to the
tenor of his Said writeing Obligatory hath not paid to the said
Edward in his life time nor to the said Henry Since his death to
whom administration of all & Singular the goods and Chattells which
were the Said Edward at the time of his death Since his death hath
beene Committed though often thereunto required but the same to
pay hitherto hath and still doth altogether deny to the damage of the
Said Henry three thousand pounds of tobacco And thereupon he
bringeth his Suite.

And the Said Henry bringeth also here into Court the Letters of adm^{con} to him granted of all and Singular the goods and Chattells which were the said Edwards at the time of his death Since his death to him committed that it may appeare to the Court here that he is administrator of the said Edward and thereupon to have administration Liber M M

And the said John by Robert Carville his Attorney Cometh and defendeth the force and injury when &c and prayes liberty of Speakeing hereunto untill next Provincial Court and it is granted unto him the same day is given to both parties

Att which day to witt the thirteenth day of December in the 43th yeare of the Dominion of Caecilius &c came the said Henry by his Attorney aforesaid and offered himselfe against the said John in the plea aforesaid and the said John by his Attorney came likewise and Saith nothing in barr or avoidance of the action aforesaid of him the said Henry for that he oweth the said Summe of fourteen hundred and thirty pounds of tobacco as in the declaracōn abovesaid is declared as also the summe of Seven hundred thirty three pounds of tobacco more the remainder of his bill for two thousand Six hundred forty nine pounds of tobacco whereupon the said Henry remaineth against the said John thereof undefended Therefore it is considered by the Court here that the Said Henry recover against the said John Beaman aswell those Severall sumes of fourteene hundred and thirty pounds of tobacco and seven hundred thirty three pounds of tobacco amounting in the whole to the summe of two thousand One hundred Sixty three pounds of tobacco as also the summe of five hundred forty and foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said John Beaman in mercy:

Henry Phippes	} Comānd was given to the Sheriff of Ann Arrundell County That he take John Beaman and Mathew Harden late of his County otherwise called John Beaman and Mathew Harding in the County of Ann Arrundell Planters or Inholders in the Province of Maryland if they should be found in his Bailiwick and them Safe Keepe So	p. 431
ag ^t		
John Beaman & Mathew Harden		

y^t he have their bodyes here to witt the thirteenth day of October in the 43th yeare of the Dominion of Caecilius &c to answer unto Henry Phippes Administrator of the goods and chattells of Edward Maynard deceased in a plea that they render unto him the summe of One thousand and eight hundred pounds of tobacco which from him they unjustly deteine.

Att which Said thirteenth day of October the same Sheriff maketh returne that he hath taken the said John Beaman whose body he hath at the day and place as he is required and that the said Mathew Harden is deceased.

Liber M M

And whereupon the said Henry by Kenelm Cheseldyn his Attorney Saith that whereas the said John Beaman and Mathew Harding the twelfth day of September in the yeare One thousand Six hundred and Seventy did by their certaine writeing Obligatory Sealed with the Seales of them the Said John and Mathew here in Court produced whose date is the same day and yeare abovesaid acknowledge themselves to Owe and be indebted to M^r Edward Maynard Merchant and Comander of the good Shipp called the William of Dover now rideing at anchor in the River of Petuxent in the Province aforesaid the full and just Summe of One thousand and eight hundred pounds of good Sound merchantable tobacco to be paid the said Edward Maynard his heirs execut^{rs} administrators at or upon the tenth day of October next ensueing the date thereof for the true performance whereof they did bind themselves, their heirs executors adm^{rs} firmly by those presents Notwithstanding which the said John and Mathew the said Summe of eightene hundred pounds of tobacco to him the said Edward while he was liveing nor to the said Henry Since his death to whom administration of all and Singular the goods and chattells which were the said Edwards at the time of his death since his death hath beene committed hath not paid though often thereunto required but the same to him to pay hitherto hath and still doth altogether deny to the damage of the said Henry three thousand pounds of tobacco And thereupon he bringeth his Suite—And the Said Henry bringeth also here into Court the Letters of administration to him granted of all and Singular the Goods and Chattells which were the said Edwards at the time of his death that it may appeare to the Court here that he is administrator of the Said Edward and thereupon to have administration

And the said John by Robert Carvile his Attorney cometh & defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Court and it is granted him the same day is given to both parties

Now here at this day to wit the thirteenth day of December in the 43th yeare of his Lopps Dominion &c Came the said Henry by his Attorney and Offered himselfe against the said John in the plea aforesaid and the said John by Robert Carvile his Attorney came likewise and the said John Saith nothing in barr or avoidance of the action aforesaid of him the said Henry for that he oweth the said summe of eighteen hundred pounds of tobacco in the declaration abovesaid declared against him whereupon the said Henry remaineth
p. 432 against the said John thereof undefended therefore it is considered by the Court here that the said Henry recover against the said John the said summe of eighteen hundred pounds of tobacco the debt aforesaid as also the summe of five hundred forty foure pounds of tobacco costs of Suite in that behalfe laid Out and expended and the said John in mercy.

Garret Vansweringen } Comand was given to the Sheriff of S^t Liber M M
 ag^t } Maries County that he take Mathias Decosta
 Mathias Decosta } otherwise called Mathias Decosta of S^t
 Maries County in the Province of Maryland
 planter if he Should be found in his Baili-

wick and him safe Keepe So that he have his body here the eighth day of December in the three & fortith yeare of his Lopps Dominion &c to answer unto Garret Vansweringen of a plea that he render unto him the summe of eight thousand pounds of tobacco which to him he Oweth and unjustly deteineth

Att which day the same Sheriff maketh returne that the said Mathias is not found in his Bailiwick. whereupon Ordered that an Attachment be granted the plaintiff according to Act of Assembly in that case made

John Quigley } John Dobbs late of Kent County otherwise called
 ag^t } John Dobbs of Kent County was Sumoned to answer
 John Dobbs } unto John Quigley in a plea that he render unto him
 Six thousand twenty One pounds of tobacco which
 to him he oweth and unjustly deteineth

And whereupon the said John Quigley by Kenelm Cheseldyn his Attorney Saith that whereas the Said John Dobbs the first day of June in the yeare One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of the Said John Dobbs here in Court produced whose date is the same day and yeare abovewritten did bind himselfe his heirs execut^{rs} adm^{rs} to pay or cause to be paid to Cap^t John Quigley his executors administrators or certaine Attorney or assignes conveniently in Chester River the full and just Summe of Six thousand twenty and One pounds of good Sound merchantable tobacco and caske it being for a valuable Consideration already in hand received notwithstanding which the said John Dobbs the said summe of six thousand twenty One pounds of tobacco to him the said John Quigley according to the tenor of his said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and Still doth deny to the damage of the Said John Quigley eight thousand pounds of tobacco And thereupon he bringeth his suite.

Now here at this day to witt the ninth day of December in the 43th yeare of his Lopps Dominion &c Came the Said John Dobbs by Robert Carvile his Attorney and defendeth the force and injury when &c and Saith nothing in barr or avoidance of the action aforesaid of him the said Jn^o Quigley for that he oweth the said John Quigley the abovesaid sume of Six thousand twenty One pounds of tobacco in the abovesaid declaration mentioned whereupon the said John Quigley remaineth against the said John Dobbs thereof undefended, Therefore it is considered by the Court here that the said

Liber M M John Quigley recover against the said John Dobbs aswell the said
 p. 433 summe of Six thousand twenty One pounds of tobacco the debt
 aforesaid as also the sume of five hundred forty foure pounds of
 tobacco for his costs and Charges in this behalfe laid Out and ex-
 pended and the said John Dobbs in mercy
 To M^r Robert Carvile M^r Rob^t Ridgely or any Other of the Attor-
 nyes at S^t Maries These are to impower you or any One of you to be
 my lawfull Attorney to confesse judgment to an action of trespas
 upon the case for a debt of Six thousand twenty One pounds of
 tobacco due to Cap^t John Quigley and for your or any of your So
 doeing this shall be your Sufficent warrant of Attorney Wittnes
 my hand & seale this 4th day of Decemb^r. Annoq^{ue} Domⁱⁿⁱ 1674.
 Signed Sealed & delivered John **JD** Dobbs (Sealed)
 in p^rsence of his Signe & Seale.
 Tobias Wells
 M: Miller.

John Quigley	}	Jonathan Hopkins and Edward Winckles late of
ag ^t		Talbott County otherwise called Jonathan Hop-
Jonathan Hopkins		kins and Edward Winckles of Wye River County
&		of Talbott and Province of Maryland Planters
Edward Winckles	}	were Sumōned to answer unto John Quigley in a
		plea that they render unto him the summe thirty
		three thousand eight hundred and Six pounds of
		tobacco which to him they Owe and unjustly
		deteine

And whereupon the said John Quigley by Kenelm Cheseldyn his
 Attorney Saith that whereas the said Jonathan Hopkins and the said
 Edward Winckles the eighteenth day of April in the yeare One thou-
 sand six hundred Seventy foure by their certaine writeing Obliga-
 tory Sealed with the Seales of them the said Jonathan and Edward
 here in Court produced whose date is the Same day and yeare first
 abovewritten did confesse themselves to Owe and be holden and
 firmly bounden unto the said John Quigley of the said Province
 merchant his heirs executors administrators ffactors or assignes in
 the full and just quantity of thirty three thousand eight hundred and
 Six pounds of good leafe tobacco in caske To the which payment
 well and truly to be made they did bind themselves joyntly and
 Severally in the whole and for the whole their heirs executors ad-
 ministrators firmly by those presents Notwithstanding which the said
 Jonathan and Edward the said sume of thirty three thousand eight
 hundred and Six pounds of tobacco according to the tenor of their
 Said writeing Obligatory hath not paid to him the said John Quig-
 ley though often thereunto required but the Same to him to pay
 hitherto have and Still doe altogether deny to the damage of the

said John Quigley the summe of forty thousand pounds of tobacco Liber M M
And thereupon he bringeth his Suite.

And the said Jonathan and Edward by Robert Carvile their Attorney doth Come and defend the force and injury when &c and pray heareing of the writeing aforesaid and it is read unto them they also pray heareing of the Condition of the said writeing and it is read unto them in these words The Condition of the above Obligation is such that if the abovebound Jonathan Hopkins or Edward Winckles they or either of them their heirs executors administrato^r or assignes will well and truly without any manner of fraud deceit covin or trouble pay or cause to be well and truly paid unto the abovenamed John Quigley his heirs executors administrators factors or assignes the neate quantity of Sixteene thousand nine hundred and three pounds of good Sound merchantable arranoco tobacco in caske either in Wye or Miles River at or before the tenth day of October next then the above Obligation to be void or else to remaine and be in full force and virtue in Law In wittnes whereof Wee have hereunto sett Our hands and affixed Our seales the day and yeare above-written which being read and heard the said Jonathan and Edward by their Attorney aforesaid at this day to witt the ninth day of December in the three & fortith yeare of the Dominion of Caecilius &c Say nothing in barre of the action aforesaid of him the said John for that they Owe unto him the said John Quigley the said summe of Sixteene thousand nine hundred and three pounds of tobacco Whereupon the said John remaineth against the said Jonathan and Edward thereof undefended therefore it is considered by the Court here that the said John Quigley recover against the said Jonathan and Edward the said summe of Sixteene thousand nine hundred and three pounds of tobacco as also the samme of five hundred forty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended but so as execution for the One moyety or halfe part of the debt aforesaid Stay untill the tenth day of October next. p. 434

Whereas Wee Edward Winckles and Jonathan Hopkinson both of Talbott County in the Province haveing been arrested at the Suite of John Quigley in a plea of debt These are therefore to authorize and appoint Robert Carvile One of the Attornyes of the Provinciaall Court of the said Province to appeare and putt in such plea as to him shall seeme meet & convenient. and for So doing this shall be his warrant Wittnes my hand & seale this 14th day of December 1674.

Wittnes hereunto

Edward Winckles (Sealed)

Peter Eure

Kenelm Cheseldyn.

I doe hereby nominate and appoint Robert Carvile Gent One of the Attornyes of the Provinciaall Court to be Attorney and of Coun-

Liber M M cell for the Right Hon^{ble} the Lord Proprietary in any Court of Record within this Province in all suits and causes whatsoever relating to his Lopps concerns Given under my hand this six and twentieth day of March 1675. Charles Calvert.

John Quigley } John Blackistone late of S^t Maries County was
ag^t } attached to answer unto John Quigley in a plea of
John Blackistone } trespass upon the case

And whereupon the said John Quigley by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Blackistone the Sixteenth day of June in the yeare One thousand six hundred Seventy foure bought had and received of the Said John Quigley divers goods and merchandizes at divers dayes and times to witt from the said Sixteenth day of June in the yeare aforesaid untill the eight and twentieth day of June in the same yeare a particular whereof is here in Court produced amounting in the whole to the summe of ten thousand two hundred forty nine pounds of tobacco In consideration whereof the said John Blackiston did assume upon himselfe and to the said John Quigley did faithfully promise that he the said John
p. 435 Blackiston the said summe of ten thousand two hundred forty nine pounds of tobacco to him the said John Quigley when thereunto required would well and truly content and pay Notwithstanding which the Said John Blackistone the said Summe of ten thousand two hundred forty nine pounds of tobacco according to his promise hath not paid though often thereunto required but the same to pay hitherto hath and Still doth deny to the damage of the said John Quigley twelve thousand pounds of tobacco And thereupon he bringeth his suite.

Now here at this day to wit the ninth day of December in the 43th yeare of the Dominion of Caecilius &c Came the said John Blackistone in his Proper person and Saith nothing in barr or avoidance of the action aforesaid of him the said John Quigley for that he oweth unto the said John Quigley the Said Summe of ten thousand two hundred forty nine pounds of tobacco in the declaration above-said mentioned whereupon the said John Quigley remaineth against the said John Blackistone thereof undefended therefore it is considered by the Court here that the said John Quigley recover against the said John Blackistone the said Summe of ten thousand two hundred forty nine pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco for his costs and charges in that behalfe laid Out & expended and the said John Blackistone in mercy.

Michael Miller } Comānd was given the Sheriff of Kent County
ag^t } That whereas Michael Miller the Seven-
Eliz: Head executrix } tenth day of April last past Obtained judg-
W^m Head } ment against William Head deceased for Six

thousand pounds tobacco debt and three hundred & eight pounds tobacco costs of which he the said Michael remaineth unsatisfied, and that he make Knowne unto Elizabeth Head executrix of the last will and Testament of the said William that she be here to wit the eighth day of December in the 43th year of his Lopps Dominion &c to shew cause if any she could why execution for the same should not issue. which said eight day of December was prorogued until the ninth day of the same month and then the Same Sheriff maketh returne that he hath made Knowne unto the said Elizabeth that she be & appeare at the day & place in the writt mentioned but the said Elizabeth came not but made default. therefore it is considered by the Court here that execution be granted the plaintiff Liber M M

Cuthbert Ogles } Comānd was given the Sheriff of Dorchester
 ag^t } County That whereas Cuthbert Ogles the twentieth
 John Rawlings } of October One thousand Six hundred seventy One
 obtained judgment against the said John for foure
 thousand pounds of tobacco debt & three hundred
 sixty two pounds tobacco costs of Suite of which
 execution remaineth to be made, and that he make Knowne to the
 Said John that he be here at this day to shew cause if any he can
 why execution should not issue for the same now here at this day
 to wit the ninth day of December in the 43th year of the Dominion
 of Caecilius &c the same Sheriff maketh returne that he hath made
 Knowne to the said John Rawlings that he be and appeare at the
 day and place in the same writt mentioned. but the said John
 Rawlings came not but made default Therefore it is considered by
 the Court here that execution be granted the said Cuthbert Ogles.

Costs allowed the said Cuthbert upon the Scire facias five hundred twenty three pounds of tobacco.

It was comānded the Sheriff of St Maries County that he Levy p. 436
 by way of execution of the Stock of horses devided amongst the
 Orphants of Robert Cole deceased wheresoever they should be found
 within his Bailiwick One Mare with a foale by her Side adjudged by
 the Cheife judge or Cōmissary Generall for testamentary causes to
 Luke Gardner deceased and that he have the said Mare and foale
 here the eight day of December in the 43th year of his Lopps Do-
 minion &c to render unto Elizabeth Gardner the administratrix of
 the Said Luke at which said eighth day of December the same Sheriff
 maketh returne of the writt aforesaid that he hath levied by way
 of execution One mare with a foale by her side of the proper goods
 and chattells of the Orphants of Robert Cole deceased which he hath
 ready as by the same writt he was Comānded.

Liber M M Now here at this day to wit the fourteenth day of December in the yeare aforesaid it is by the Court here Ordered that the Sheriff abovesaid deliver the Said Mare and foale to the Said Elizabeth Gardner.

December the 12th 1674

Ordered that the ffines, fforfeitures and amerciaments be estreated.
 fine 500^{ll} tob Stephen Murty being impannelled summoned and Sworne to try the issue joynd betweene John Peerce plaintiff and John Code defendant and declareing the Verdict before the same was delivered in Court here as by affidavit of Kenelm Cheseldyn fined to his Lopp five hundred pounds of tobacco

The Court here being sensible that the tediousnesses of the weather is the obstruction that the Sheriff of Talbott County hath made no returnes of his writts doe therefore Order that no advantage of exception is thereupon to be taken but that the Attornyes concerned enter their appearances in prosecution to tryall next Court when the same shall be returned

The Court adjourned untill the Second tuesday in ffebruary next being the ninth day thereof.

Maryland ss.

Att a Provinciaall Court of the Right Hon^{ble} the Lord Proprietary of this Province holden at the City of S^t Maries the ninth day of ffebruary in the 43th yeare of his Loppes Dominion &c Annoq^{ue} Domⁱⁿⁱ One thousand six hundred Seventy foure and there continued untill the fifteenth day of the same month at which said ninth day were present.

The Hon^{ble} Charles Calvert Esq^{ue} Leivtenn^t Gen^l & cheife justice

The Hon^{ble} { Philip Calvert Esq^{ue} Chancellour.
 Baker Brooke } Esq^{ue} justices
 Thomas Taillor }

The Lord Proprietary } The judge and Co^mmissary Generall in testa-
 ag^t } mentary causes maketh returne of his re-
 Garrett Vansweringen } port to the Court here in these words Vizt.
 the Same } Die Saturni 6 ffebruary 1674.
 ag^t } To the Right Hon^{ble} the Lord Proprietary
 John Barnes execut^r } in his Loppes Provinciaall Court his Loppes
 Walter Waterling } judge & Co^mmissary Generall in Testamen-
 tary causes.

Humbly Sheweth.

That whereas upon a suite depending between his said Lopp and Garrett Vansweringen and John Barnes the executor of the last

will and testament of Walter Waterling, which said Vansweringen & Waterling were the Security of Major Edward ffitzherbt and Caleb Baker the execut^{rs} of the last will and testament of William Hattost late of Bristoll in the Kingdome of England and of S^t Maries County in this Province deceased upon breach assigned of the bond given by the said Executors and their Securityes in and upon the takeing Out Letters Testamentary upon the probate of the testament of the said Hattost The said Provinciall Court did upon the 9th December 1674 Order that the said Comissary Generall for probate of Wills and granting Administrations should receive audite and State the accompt upon administration of the estate of William Hattost deceased and report thereof make unto the said justices of the Said Provinciall Court. The said judge Testamentary did this day call the said Executors to accompt for the said Goods and Chattells of the said Hattost deceased who appeared not in person, but by their Procurators Kenelm Cheseldyn and Robert Carville exhibited a paper not Signed or Subscribed by the Executors or either of them, entituled an account of Debtor and Creditor of M^r William Donnings & Thomas Smarts estate in William Hattosts hand begining or dated January 10th 1673. But accompt of the administration of the estate of William Hattost in their hands the said executors exhibited none nor any Inventory of the Goods or Chattells of the said deceased into this Court to this day other then a booke of accompts Entituled William Hattosts Day-booke this day delivered together with the account of William Donnings and Smarts estate in the hands of Hattost aforesaid all which the said judge Leaveth to the consideration of the said justices of the Provinciall Court as no wayes appurteining to the Court for Probate of Wills. Philip Calvert.

Liber M M
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Whereupon it is Ordered that the Comissary Generall in Testamentary causes should receive audite and State the accompt betweene the said William Donning and Comp^a and the said William Hattost at the time of the death of the said Hattost and report thereof make to the justices of the next Provinciall Court.

ffbruary 9th 1674.

Ordered that the Sheriffs of each respective County within this Province make returne of their writts the day before the day of the returne of the same writts to them directed respectively under paine of One thousand pounds of tobacco fine each Sheriff neglecting herein.

April the first 1675

Came ffrancis Miles of Calvert County Taylor and desired his marke of cattle and hoggs to be recorded which is as followeth Vizt Swallow-forked in both eares.

Liber M M Nicholas Bayard & Peter } Comānd was given to the Sheriff of Dor-
 Bayard } chester County that he take W^m Worgan
 ag^t } otherwise called William Worgan of Dor-
 William Worgan } chester County in the Province of Mary-
 land if he should be found in his bayliwick
 and him safe Keepe So that he have his
 body before his Lo^{pps} justices of the Provinciaall Court to be held
 at the Citty of S^t Maries the thirteenth day of October last past to
 to answer unto Nicholas Bayard and Peter Bayard of New Yorke
 Merch^{ts} in a plea that he render unto them the summe of five thou-
 sand three hundred Seventy nine pounds of good Sound merchant-
 able leafe tobacco in caske which to them he oweth and unjustly
 deteineth, and whereas afterward to witt the ninth day of December
 last past the Same Sheriff maketh returne that the said William
 Worgan is not found in his Bailiwick whereupon the said Nicholas
 and Peter prayed an attachment against the goods and Chattells of
 the said William might to them be granted according to Act of
 Assembly in that case made and provided and it is granted them
 returnable at this Court.

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Now here at this day to wit the tenth day of ffebruary in the 43th
 yeare of his Lo^{pps} Dominion &c Came the said William Worgan in
 his proper person and Saith nothing in barre or avoidance of the
 action aforesaid of them the said Nicholas and Peter for that he
 oweth to the said Nicholas and Peter the said summe of five thousand
 three hundred Seventy nine pounds of tobacco whereupon the said
 Nicholas and Peter remaine against the said William thereof un-
 defended therefore it is considered by the Court here that the said
 Nicholas and Peter recover against the said William the said summe
 of five thousand three hundred seventy nine pounds of tobacco the
 debt aforesaid as also the summe of pounds of to-
 bacco for this costs and charges in this behalfe laid Out and by them
 expended and the said William Worgan in mercy.

John Balley } Marke Cordea of S^t Maries County was attached to
 ag^t } answer unto John Balley likewise of S^t Maries
 Marke Cordea } County in a plea of trespas upon the case.

And whereupon the said John Balley by George Oldfeild his At-
 torny Saith that whereas upon the second day of April in the yeare
 One thousand Six hundred seventy three the said Mark Cordea did
 instantly request the Said John to furnish him some quantites of
 tobaccoes to dispatch away for New Yorke the Sloop of Samuel
 Davis assumeing upon himselfe and unto the said John faithfully
 did promise that he would pay unto him the said John in the month
 of November then next ensueing at some conven[ient] places of the
 easterne Shoare within this Province as many pounds of porke as
 the Said John should furnish him pounds of tobacco. And the Said

John in fact Saith that he trusting to the assumption and faithfull promise of the said Marke did at the same time to wit the Second day of April One thousand six hundred seventy three furnish unto the said Mark Cordea forty One hdds of tobacco containeing neat seventeen thousand eight hundred and ninty Six pounds of tobacco Moreover the said John Balley Saith that whereas upon the Seventh day of June following of the same yeare One thousand Six hundred Seventy three the said Marke Cordea did againe instantly request the said John Balley to furnish him Other thirty hdds of tobacco more to be sent for Petuxent aboard the Canary-bird assumeing upon himselfe and unto the said John faithfully did promise that he would pay unto him the said John in the month of Novem[ber] then next ensuing at some convenient places of the easterne shoare within this Province as many pounds of porke as the said thirty hdds of tobacco should containe pounds of tobacco and the said John saith that he trusting to the assumption and faithfull promise of the said Marke did at the same time to wit the Seventh day of June One thousand six hundred seventy three furnish unto him the said Marke Cordea the said number of thirty hdds of tobacco containeing neate thirteene thousand six hundred and forty two pounds of tobacco both which summes of forty One hdds containeing Seventeene thousand eight hundred ninty Six pounds and thirty hdds containing thirteene thousand six hundred forty two pounds amounts together unto the sume of thirty One thousand five hundred and thirty eight pounds of tobacco for the which the said Marke Cordea was to pay according to his agreement assumption and faithfull promise thirty One thousand five hundred & thirty eight pounds of porke unto the said John Balley as aforesaid Moreover the Said John Balley Saith that he hath oftentimes requested the said Marke Cordea to make him payment of the said porke and especially upon the nine and twentieth day of November of the same yeare One thousand six hundred Seventy three at which time the said John did carry unto the said Marke Cordea his Plantation upon the Crosse Mannour in S^t Maries County foure caske containeing two and twenty bushells of Salt to be transported for the Eastern shore and he the Said John to goe along with it and therewith to salt and preserve the Said quantity of porke which he then expected to receive of the said Marke Whereupon the said Marke did require a delay of payment untill after Christmas Hollidayes faithfully promiseing that then he would without faile give notice to the said John to goe along with him for the Easterne Shore to make him payment of the said porke and then they should carry along with them the said foure caske of Salt and that in the meane time he the said Marke would cause the said Salt to be Secured and housed in some of the tobacco houses of the Said Plantation Yet notwithstanding the said Marke Cordea his promises and assumptions aforesaid little regarding but craftily

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Liber M M deviseing and fraudulently intending him the said John Balley of the said thirty One thousand five hundred thirtyeight pounds of porke and two and twenty bushells of Salt to deceive he the said Marke the said summe or quantity of thirty One thousand five hundred thirty eight pounds of porke according to his promises aforesaid hath not paid nor the said two and twenty bushells of Salt hath not restored although he hath been by the said John oftentimes since thereunto required but the same porke to content and pay and the said Salt to restore he doth altogether deny and refuse whereupon he the said John Balley Saith he is dampnified and losse hath to the value of fourescore thousand pounds of tobacco and thereupon he bringeth his Suite.

And the Said Marke by Kenelm Cheseldyn his Attorney doth come and defendeth the force and injury when &c and Saith he did not assume upon himselfe in manner or forme as the said John Balley above in his declaration hath declared against him and of this he putts himselfe upon the Country. and the said John likewise therefore it is comāded the Sheriff of S^t Maries County that he cause to come here twelve &c.

Now here at this day to wit the tenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c Came the said John Balley by his Attorney and offered himselfe against the said Marke in the plea aforesaid and the said Marke by his Attorney and the jurors of that jury likewise came to wit Roger Baker John Burage Thomas Doxey John Garnish Justinian Gerard Samuel Dobson W^m Watts John Gittings Thomas Bowdle William Worgan James Veitch and Cornelius Watkinson who being impannelled sumōned and sworne to Say the truth in the premisses and standing at the barre and the declaration and plea aforesaid being read the said Marke Cordea by his Attorney aforesaid Saith nothing in barre or avoidance of the
 p. 440 action aforesaid of him the Said John whereupon the said John Balley remaineth against the Said Marke Cordea thereof undefended therefore it is Considered by the Court here that the said John Balley recover against the said Marke Cordea the said Summe of thirty One thousand five hundred thirty eight pounds of tobacco and two and twenty bushells of Salt as also the summe of One thousand ninty Six pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said Marke Cordea in mercy &c.

The jury in this cause being impannelled Sumōned and Sworne and ready to try the issue joyned and the defendant confesseing judgment to the action Ordered that the jury be paid their charges.

Benjamin Cowell	} Comānd was given the Sheriff of Talbott County
ag ^t	
Richard Tilghman	

Whereas Richard Tilghman of his County Chirurgeon the Sixteenth day of April in the 40th yeare of his Lōpps Dominion & before Philip

Calvert Esq One of his Lopps justices of the Provinciall Court and Chancellour of this Prov-

Liber M M

ince confest judgment unto Benjamin Cowell for the summe of twenty thousand pounds of tobacco for which execution is not yet executed. that therefore by good and lawfull men of his Bailiwick he make Knowne to the said Richard Tilghman that he be and appeare at the Citty of S^t Maries at the Provinciall Court to be there holden the eighth day of December in the 43th yeare of his Lopps Dominion &c to shew cause if any he hath why execution for the summe aforesaid should not passe against him which said Provinciall Court was by his Lopps writt of adjournment adjourned untill the ninth day of the same December. Att which said ninth day of December the Same Sheriff maketh returne of the said precept Vizt I have served this Scire facias before Mathew Warde and Peter Sawyer of this County.

Att which said ninth day of December came Kenelm Cheseldyn Administrator of the goods and Chattells of the said Benjamin and Offered himselfe against the said Richard upon the Scire facias aforesaid and the said Richard Tilghman by Mathew Warde his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle here until the next Court and it is granted unto him the same day is given unto both parties.

Now here at this day to witt the tenth day of ffebruary in the 43th yeare of his Lopps Dominion &c came the said Kenelm Cheseldyn but the said Richard Tilghman came not but made default therefore it is considered by the Court here that the said Kenelm Cheseldyn administrator of the said Benjamin have execution granted him against the said Richard Tilghman for the said Summe of twenty thousand pounds of tobacco as also the summe of five hundred twenty foure pounds of tobacco cost of Suite in this behalfe laid Out and expended.

John Quigley } Isaac ffoxcroft late of S^t Maries Citty in the County
ag^t } of S^t Maries was attached to answer unto John
Isaac ffoxcroft } Quigley in a plea of trespas upon the case.

And whereupon the said John by Kenelm Cheseldyn his Attorney complain[eth] that whereas the six and twentieth day of March in the yeare of Our Lord One thousand six hundred Seventy foure at S^t Maries Citty in the County of S^t Maries a certaine comunication was had betweene the said Isaac ffoxcroft and the Said John Quigley concerning the playing at a certaine Game at Dice called Passage by him the said Isaac ffoxcroft together with him the said John Quigley the said Isaac did then and there to witt the same day and yeare and place aforesaid in consideration that he the said John Quigley had given unto him the Said Isaac ffoxcroft twenty thousand pounds of tobacco in bills under hand and Seale due to the said

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Liber M M John Quigley from Severall persons in this Province as Security to him the said Isaac for what tobacco he the said Isaac at the Said Game at passage should winn of him the said John In consideration whereof the said Isaac did then and there assume upon himselfe and to the said John did faithfully promise that he the Said Isaac would well and truly content and pay to him the said John what summes of tobacco he the said John should So winn of him the said Isaac And the said John in fact Saith that he the said John did by faire and lawfull play at the said Game at passage winn of him the said Isaac the Summe of five thousand five hundred Sixty two pounds of tobacco Notwithstanding which the Said Isaac ffoxcroft the said summe of five thousand five hundred Sixty two pounds of tobacco according to his promise hath not paid to him the said John but endeavouring and fraudulently intending him the said John of the said summe of five thousand five hundred Sixty two pounds of tobacco craftily and Subtily to deceive and defraud the said Summe of five thousand five hundred Sixty two pounds of tobacco hitherto hath & Still doth deny to pay to the damage of the said John eight thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Isaac by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth license to imple here untill next Court and it is granted him the same day is given to both parties here.

Att which said day to witt the tenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Came the said John Quigley by his Attorney and the said Isaac by his said Attorney came likewise and the said Isaac Saith that he did not assume upon himselfe and make Such promise to the said John as he hath above declared against him and of this he putts himselfe upon the Country and the said John likewise. Therefore it is Comanded the Sheriff of S^t Maries County that he cause to come here twelve &c.

Att which said tenth day of ffebruary in the yeare aforesaid came the said John Quigley and the said Isaac ffoxcroft and the jurors of that jury likewise came Vizt Roger Baker John Borage Thomas Doxey John Garnish Justinian Gerard Samuel Dobson William Watts John Gittings Thomas Bowdle William Worgan James Veitch and Cornelius Watkinson who being impannelled sumōned & Sworne to Say the truth in the premisses upon their Oathes doe say they find for the defendant Therefore it is considered by the Court here that the said John Quigley pay unto the said Isaac ffoxcroft the summe of five hundred ninty two pounds of tobacco for his costs and charges in this behalfe laid Out and expended And the said John in mercy for his false clamour.

p. 442	Charles Calvert Esq ^r	}	Stephen Tully late of the County of Talbott
	ag ^t		Gent otherwise called Stephen Tully late High-
	Stephen Tully		Sheriff of the County of Talbott was Sum-

ōned to answer unto his Excellency Charles Calvert Esq^r Cap^t Gen^l and Cheife Gou^rnour of Maryland and also Cheife justice of the

Liber M M

Provinciall Court according to the Liberties and priviledges of Such like Cheife justices and other justices of the said Court used and allowed of a plea that he render unto him the summe of eleaven thousand Six hundred twenty and three pounds of good Sound merchantable tobacco in casque which to him he oweth and unjustly deteineth.

And whereupon the said Charles by Robert Ridgely his Attorney Saith that whereas the Said Stephen the nine and twentieth day of May in the One and fortith yeare of the Dominion of Caecilius &c Annoq^d D One thousand Six hundred Seventy three by his certaine writing obligatory Sealed with the seale of him the Said Stephen and here in Court produced whose date is the day and yeare aforesaid did acknowledge himselfe to be holden and firmly indebted unto the said Charles in the full and just Summe of eleaven thousand Six hundred twenty and three pounds of good Sound merchantable tobacco in caske to be paid to the said Charles Calvert or to his certaine Attorney his heirs executors adm^{rs} or assignes at some convenient place in Talbott County upon the tenth day of October next ensuing the date thereof To the which payment well and truly to be made the said Stephen did bind himselfe his heirs executors and administrators firmly by those presents Notwithstanding which the Said Stephen the said eleaven thousand Six hundred twenty and three pounds of tobacco to him the said Charles according to the Tenor of the said writeing Obligatory hath not paid though often thereunto required but the same to pay denyeth and as yet doth deny to the damage of the Said Charles of Six thousand pounds of tobacco and thereupon he bringeth his Suite.

Now here at this day to wit the tenth day of ffebruary in the three and fortith yeare of the Dominion of Caecilius &c came the said Stephen Tully in his proper person and Saith nothing in barr or avoidance of the action aforesaid of him the said Charles Calvert Whereupon the said Charles Calvert remaineth against the said Stephen thereof undefended. Therefore it is considered of by the Court here that the said Charles Calvert recover against the said Stephen Tully the said Summe of eleaven thousand Six hundred twenty three pounds of tobacco the debt aforesaid as also the sume of five hundred Seventy two pounds of tobacco for his costs and charges in that behalfe laid Out and expended and the Said Stephen in mercy.

Charles Calvert Esq ^r	} Comānd was Given the Sheriff of Talbott
ag ^t	
Stephen Tully and	
Seth ffoster	
	} County that he take Stephen Tully late Sheriff
	} of the County of Talbott otherwise called
	} Stephen Tully of the County of Talbott in the

Liber M M

Province of Maryland Gent and M^r Seth
 ffooster late of the same County Gent other-
 wise called Seth ffooster of ffoosters Island in Talbott County Gent
 if they Should be found in his Bailiwick and them safe Keepe So
 that he have their bodyes here at a Provinciaill Court to be holden the
 eighth day of Decem[ber] last past to answer unto his excellency
 Charles Calvert Esq^r Cap^t Generall and cheife Governour of this
 p. 443 Province of Maryland and Cheife justice of the Provinciaill Court
 according to the Liberties and priviledges to such like Cheife justices
 and Other justices of the same Court in the same Court used and
 allowed of a plea that they render unto him the full and just quan-
 tity of two hundred thousand pounds of good sound merchantable
 tobacco and casque to containe the same which to him they Owe and
 unjustly deteine.

Att which said eighth day of December in the yeare aforesaid the
 said Provinciaill Court was by his Lopps writt of adjournment ad-
 journed untill the ninth day of the same December at which said
 Court the same Sheriff maketh returne of the writt aforesaid that
 he hath taken the said Stephen Tully whose body he hath ready
 at the time & place as by the same writt he is comāded and that the
 said Seth ffooster is not found in his Bailiwick which said cause was
 continued untill next Court.

Now here at this day to wit the tenth day of ffebruary in the yeare
 aforesaid came the said Charles Calvert by Robert Ridgely his At-
 torny and Saith that whereas the said Stephen Tully and Seth ffooster
 the two & twentieth day of August in the 42th yeare of the Dominion
 of Caecilius &c Annoq^{ue} Domⁱⁿⁱ One thousand Six hundred Seventy
 three by their certaine writeing Obligatory Sealed with the seales of
 them the said Stephen and Seth and here in Court produced whose
 date is the same day and yeare aforesaid did acknowledge themselves
 to be holden and firmly bound unto the said Charles in the full and
 just quantity of two hundred thousand pounds of good Sound mer-
 chantable tobacco and caske to containe the same to be paid to the
 said Charles Calvert Esq^r or to his certaine Attorney his heirs execu-
 tors adm^{rs} or assignes for the which payment well and truly to be
 made the said Stephen and Seth did bind themselves joyntly and
 Severally their and either of their heirs executors and administra-
 tors firmly by those presents Notwithstanding which the said Seth
 and Stephen the said summe of two hundred thousand pounds of
 tobacco to him the said Charles according to the tenor of the said
 writeing Obligatory have not paid though often thereunto demanded
 but the same to pay they and either of them have denyed and yet doe
 deny whereupon the said Charles Saith he is dampnified and hath lost
 One hundred thousand pounds of tobacco And thereupon he bringeth
 his Suite.

And the aforesaid Stephen Tully in his Proper person cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he also prayeth heareing of the Condition of the Said writeing Obligatory and it is read unto him in these words vizt the Condition of this Obligation is such That if the abovebounden Stephen Tully Sheriff of the County of Talbott doe well and truly Serve the Lord Proprietary his heirs and Successors in the Office of Sheriff of the said County dureing the time that he shall be Sheriff of the Same, and also shall render unto his said Lo^{pp} and all others his Lo^{pps} Officers a true faithfull and perfect accompt of all and singular his Lo^{pps} Rents and other ffees and dues that he shalbe entrusted by his Lo^{pp} or any of his Lo^{pps} Officers within this Province to receive and collect and also all publique and County levyes that he shalbe entrusted to collect and his accompt to his Lo^{pp} his heirs and Successors for his rents ffines and forfeitures or other dues or summes of mony or tobacco for Levyes or ffees due to any his Lo^{pps} Officers within this Province shall passe and give accompt of by the twentieth day of March next and in all other things as Sheriff of the said County shall behave himselfe well and honestly towards all persons according to the best of his Skill and Knowledge Then this Obligation to be Void and of none effect otherwise to Stand remaine and be in full power and force which being read and heard the said Charles Calvert produceth here into Court the accompt following Vizt

Liber M M

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Stephen Tully late Sheriff of Talbott
County D^r to his Excellency Charles
Calvert

	1 to 5
To the Rents of the said County by him recd q ^t neate.....	17433
To Secretaryes ffees by him received.....	12736
To ffines and amerciaments by him received.....	01650
To alienations by him received.....	01156
To tobacco received of M ^r Hemsley.....	02000
To tobacco received of M ^r Carvile.....	04000
To tobacco received of M ^r Ward.....	01500
To tobacco received of Thomas Norrice.....	00335
To tobacco received by George Robbins.....	00750
To tobacco received of John Scott.....	02000
To tobacco received of John Darby.....	00100
To tobacco received of John Eason.....	00383
To tobacco received of M ^r Roe.....	00030
To tobacco received of M ^r Vincent.....	00777

= 44850

Liber M M 1673

P Contra Cred ^r		† tob
P tob paid to M ^r Rousby.....		01600
P tob paid to Cap ^t Harwood.....		00721
P 8 hdds tob out of Choptancke.....		03200
Rest due to ballance.....		39329
		<hr/>
		= 44850

And the said Stephen Tully in his proper person Saith that as to thirty nine thousand three hundred twenty nine pounds of tobacco the ballance of the accompt abovesaid he cannot gainsay but that he oweth the same unto the said Charles Calvert. Therefore it is considered of by the Court here that the said Charles Calvert recover against the Said Stephen Tully the said Summe of thirty nine thousand three hundred twenty nine pounds of tobacco the deb^t afore-said as also the summe of five hundred Sixty eight pounds of tobacco for his costs and charges in this behalfe laid Out and expended. whereupon it was comanded the Sheriff of S^t Maries County, that he take the said Stephen Tully into safe Custody untill he satisfie unto the said Charles Calvert the said summe of thirty nine thousand three hundred twenty nine pounds of tobacco together with the said Summe of five hundred Sixty eight pounds of tobacco costs of Suite.

Mathew Paine	}	James Thompson late of Calvert County otherwise called James Thompson of Calvert County in the Province of Maryland was Sumōned to answer unto Mathew Paine in a plea that he render unto him the summe of thirty six pounds lawfull mony of England which to him he oweth and unjustly deteineth.
ag ^t		
James Thompson		

And whereupon the said Mathew Paine by Kenelm Cheseldyn his Attorney Saith that whereas the said James Thompson the twentieth day of September in the two and twentieth yeare of the Reigne of Our Sovereigne Lord Charles the Second King of England Scotland &c Anno^o Domⁱ One thousand six hundred and Seventy by his certaine writeing Obligatory Sealed with the seale of the said James here in Court produced whose date is the same day and yeare abovementioned did acknowledge himselfe holden and firmly bound unto Mathew Paine of the parish of Stepney in the County of Middlesex in the Kingdome of England Marriner in the Summe of thirty Six pounds lawfull mony of England to be paid to the said Mathew Paine or his certaine Attorney executors and administrators to the payment well and truly to be made he did Oblige himselfe his heirs executors and administrators to the which payment well and truly to

p. 445

be made he did bind himselfe his heirs executors and administrators Liber M M
firmly by those presents

And the said James by George Thompson his Attorney cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also heareing of the Condition of the said writeing Obligatory and it is read unto him in these words following The Condition of this Obligation is Such That if the abovebounden James Thompson his executors administrators and assignes shall and doe well and truly deliver or cause to be delivered unto the abovenamed Mathew Paine or to his certaine Attorney his executors administrators or assignes the full quantity of foure thousand eight hundred pounds of good bright large Sound and merchantable tobacco with Sufficient casque to containe the same within twenty dayes next after the first and next arrivall of the good shipp called the Joseph and Benjamin of London whereof the said Mathew Paine is Master in or at Maryland abovesaid whereunto the said Shipp is now bound being for and in Satisfaction of the intended transportation of him the said James Thompson his wife and Sister to Maryland aforesaid this present intended voyage of the said Shipp and not otherwise then the said Obligation to be void and of none effect otherwise to Stand remaine and abide in full power force and Virtue the tobacco aforesaid to be paid at Some convenient place in Petuxent River

And the said James Thompson by his Attorney aforesaid cometh and prayeth liberty of Speakeing hereunto untill the next Court and it is granted unto him the same day is given unto both parties.

Now here at this day to wit the tenth day of ffebruary in the three and fortith yeare of the Dominion of Caecilius &c came the said James Thompson in his proper person and the said Mathew Paine likewise and the said James Thompson Saith That as to three thousand two hundred pounds of tobacco part of the abovesaid summe of foure thousand eight hundred pounds of tobacco he cannot gainsay but that he oweth the same to the said Mathew Paine Thereupon the said Mathew remaineth against the said James thereof undefended therefore it is considered by the Court here that the said Mathew Paine recover against the said James Thompson the said summe of three thousand two hundred pounds of tobacco the debt aforesaid as also the summe of five hundred ninty two pounds of tobacco for his costs and charges in this behalfe expended and laid Out and the said James Thompson in mercy

Thomas Doxey	}	George Marshall Administrator of all and Singular the goods Chattells and Creditts of Joseph Brough deceased was Sumōned to answer unto Thomas Doxey of a plea that he render unto him the summe of foure
ag ^t		
George Marshall adm ^{rs}		
Joseph Brough		

Liber M M

thousand pounds of good Sound merchantable tobacco and caske and foure thousand Single tenn penny nailes and foure thousand five hundred six penny nailes which from him he unjustly deteineth

p. 446 And whereupon the said Thomas Doxey by Robert Ridgely his Attorney Saith that whereas the said Joseph Brough in his life time to wit the thirteenth day of September in the two and fortith yeare of the Dominion of Caecilius &c Annoꝝ Doñ One thousand Six hundred Seventy three by his certaine writeing Obligatory Sealed with the seale of him the said Joseph and here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to be holden and firmly bound unto the said Thomas in the full and just Summe of foure thousand pounds of good Sound merchantable tobacco and caske to be paid to the said Thomas or to his certaine Attorney his execut^{rs} adm^{rs} or assignes three thousand in the yeare One thousand Six hundred Seventy three and One thousand in the yeare One thousand Six hundred Seventy foure with conveniency in S^t Michaels hundred in S^t Maries County upon demand together with foure thousand Single ten penny nailes and foure thousand five hundred Six penny nailes as soon as the said Joseph should conveniently Gett them to the which payment well and truly to be made and done the sd Joseph did bind himselfe his heirs executors administrators and assignes firmly by those presents Notwithstanding which the said Joseph Brough in his life time nor the said George to whom administration of all and Singular the Goods chattells and Creditts of the said Joseph since his death was comit[ted] Since the death of the said Joseph the said summe of foure thousand pounds of tobacco and the said foure thousand single ten penny nailes and the said foure thousand five hundred Six penny nailes according to the tenor of the said writeing Obligatory to him the said Thomas hath not paid though often thereunto required but the same to pay hitherto hath denied and Still doth altogether deny to the damage of the said Thomas of Six thousand pounds of tobacco and thereupon he bringeth his suite

And the aforesaid George Marshall by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and the said George prayeth liberty of Speakeing hereunto untill the first day of the next Court and the Same day is granted unto both parties.

Now here at this day to wit the tenth day of ffebruary in the three and fortith yeare of the Dominion of Caecilius &c Annoꝝ Doñ 1674 came the said George Marshall by Kenelm Cheseldyn his Attorney and defendeth the force and injury when &c and Saith that the said Joseph in his life time did pay the said foure thousand pounds of tobacco and foure thousand of Single ten penny nailes and foure thousand five hundred Six penny nailes according to the tenor of his

writing Obligatory to the said Joseph Brough whereupon he prayes Liber M M
judgment whether the said Thomas his action ought to have or not.

And the said Thomas Saith that the said Joseph in his life time did not pay unto the said Thomas the said summe of foure thousand pounds of tobacco and foure thousand of tenn penny nailes and foure thousand five hundred six penny nailes according to the tenor of the said writeing Obligatory as the said George above hath alleadged and this he prayeth may be enquired of by the Country and the said William also Therefore it is comanded the Sheriff of S^t Maries County that he cause to come here twelve &c

Att which said tenth day of ffebruary in the yeare aforesaid came the said Thomas Doxey and the said George Marshall and the jurors of that jury likewise came to wit Roger Baker John Burrage John Garnish Justinian Gerard, Samuel Dobson William Watts John Gittings Thomas Bowdle William Worgan James Veitch Cornelius Watkinson and Robert Large who being impannelled sumōned and Sworne to say the truth in the premisses upon their Oathes doe Say Wee find that the defendant stands ingaged as by the said bill is expressed and that he hath paid thereof One thousand two hundred twenty eight pounds of tobacco in part of his said engagement. Therefore it is considered by the Court here that the said Thomas Doxey recover against the said George of the Goods and chattells of the said Joseph Brough the summe of two thousand seven hundred seventy two pounds of tobacco foure thousand Single ten penny nailes foure thousand five hundred Six penny nailes the remainder of the debt in the declaration mentioned as also the summe of One thousand fifty Six pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said George in mercy. p. 447

George Marshall adm ^r	}	Thomas Doxey late of S ^t Maries County
Joseph Brough		Planter was Summoned to answer unto
ag ^t		George Marshall Administrator of the Goods
Thomas Doxey		and Chattells of Joseph Brough deceased in
		a plea that he render unto him foure thou-
		sand pounds of tobacco which from him he
		unjustly deteineth

And whereupon the said George by Kenelm Cheseldyn his Attorney Saith that whereas the said Thomas Doxey the tenth day of June in the yeare One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the seale of the said Thomas Doxey here in Court produced whose date is the same day and yeare abovewritten did acknowledge himselfe holden and firmly bounden unto Joseph Brough of the County and Province aforesaid in the full and just Summe of foure thousand pounds of good sound merchantable tobacco in casque to be paid to the said Joseph Brough or to his certaine Attorney his executors adm^r or assignes upon demand

Liber M M to the which payment well and truly to be made and done he did bind himselfe his heirs executors and administrators and assignes firmly by those presents. Notwithstanding which the said Thomas Doxey the said summe of foure thousand pounds of tobacco according to his said writeing Obligatory though often thereunto required hath not paid to the said Joseph in his life time nor to the said George Marshall since his death to whom administration of all and singular the Goods and Chattells which were the said Joseph at the time of his death since his death hath been committed hath not paid though often required but the same to pay hitherto hath and still doth deny to the damage of the said George the summe of Six thousand pounds of tobacco and thereupon he bringeth his suite.

And the said George bringeth here into Court the Letters of Administration to him granted of all and singular the Goods and Chattells which were the said Josephs at the time of his death that it may appeare to the Court here that he is administrator of the said Joseph and thereupon to have Administration.

p. 448 And the aforesaid Thomas Doxey by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and the said Thomas Saith that the writeing Obligatory above mentioned is not his Deed and this he is ready to averre whereupon he demands judgment if the said George his accōn aforesaid against him Ought to have.


And the Said George Marshall Saith that he the said George Ought not to be debarred from haveing his action aforesaid because he saith that the said writeing Obligatory in the declaration above-mencōnd is the act and deed of the said Joseph and this prayeth may be enquired of by the Country and the said Thomas likewise.

Now here at this day to wit the tenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c Annoꝝ Doñ thousand six hundred Seventy foure came the said George Marshall by his Attorney aforesaid and Offered himselfe against the said Thomas in the plea. aforesaid and the said Thomas by his Attorney came likewise and the Said Thomas Saith Nothing in barre or avoidance of the action aforesaid of him the said George whereupon the said George remaineth against the said Thomas thereupon undefended therefore it is considered of by the Court here that the said George recover against the said Thomas the debt aforesaid as also the summe of five hundred eighty two pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Thomas in mercy.

I Thomas Doxey of S^t Maries County planter doe hereby authorize impower and appoint Robert Ridgely One of the Attornyes of the Provinciaall Court to appear for me at the suite of George Marshall adm^r of Joseph Brough deceased in an action of debt for foure thousand pounds of tobacco and to plead such plea as to him shall

seeme meet or otherwise to doe therein according to his discretion **Liber M M**
and for his proceedings therein this shall be his warrant Witnes my
hand and seale the second of October One thousand six hundred
Seventy foure.

Witnes
G Vswering
Thomas Houghton
To Robert Ridgely one of
the Attornyes of the
Provinciall Court.

the marke of
Thomas  Doxey (Sealed)

John Quigley } Mathew Stone late of Charles County otherwise
ag^t } called Mathew Stone of Charles County in the Prov-
Mathew Stone } ince of Maryland Gent was Summoned to answer
unto John Quigley Merchant of a plea that he render
unto him Sixteen hundred pounds of tobacco which
to him he Oweth and unjustly deteineth.

And whereupon the said John by Robert Carvile his Attorney com-
plaineth That whereas the said Mathew upon the thirteenth day
of June One thousand six hundred Seventy three by his certaine
bill or writeing Obligatory Sealed with the Seale of him the said
Mathew and here in Court produced whose date is the day and
yeare abovesaid did confesse and acknowledge himselfe to owe and
stand indebted to the said John Quigley in the summe of Sixteene p. 449
hundred pounds of good Sound merchantable tobacco and caske to
be paid to the Said John upon the tenth day of October next ensue-
ing the date of the said bill at Some convenient landing in Charles
County Notwithstanding which the said Mathew the said summe of
Sixteen hundred pounds of tobacco to him the said John though
often thereunto requested according to the tenor of the said bill
hath not hitherto paid or satisfied but the same to pay doth deny
and refuse to the damage of the said John two thousand pounds of
tobacco and thereupon he bringeth his Suite.

And the said Mathew by Kenelm Cheseldyn his Attorney cometh
and defendeth the force and injury when &c and prayeth liberty of
Speakeing hereunto until the next Provinciall Court the same day
is given to both parties.

Now here at this day to wit the tenth day of february in the 43th
yeare of the Dominion of Caecilius &c came the said John Quigley
by his Attorney aforesaid and the said Mathew Stone by his Attorney
came likewise and the said Mathew Saith nothing in barr or avoid-
ance of the action aforesaid of him the said John Quigley whereupon
the said John remaineth against the said Mathew thereof undefended
therefore it is Considered by the Court here that the said John Quig-
ley recover against the said Mathew Stone the said summe of Six-
teen hundred pounds of tobacco the debt aforesaid as also the summe

Daniel Jenifer } John Manning late of the Clifts in Calvert County
ag^t } planter Sonn and heire of Thomas Manning lately
John Manning } called Thomas Manning of the County of Calvert
in the Province of Maryland was Sumoned to answer
unto Daniel Jenifer Gent of a plea that he render
unto him nine hundred thirty and two pounds of
tobacco which to him he Oweth and unjustly
deteineth.

And whereupon the said Daniel by Robert Carville his Attorney
Saith that whereas the aforesaid Thomas Manning in his life time
to wit upon the two and twentieth day of December in the eight and
thirtieth yeare of the Dominion of Caecilius &c Annoꝝ Doꝛn One
thousand Six hundred Sixty nine by his certaine bill or writeing
Obligatory Sealed with the seale of him the said Thomas and here
in Court produced whose date is the day and yeare abovesaid did
acknowledge himselfe to Owe and be endebted to the said Daniel in
the full and just Summe or quantity of nine hundred thirty two
pounds of good Sound merchantable tobacco and caske to be paid
to the Said Daniel Jenifer upon demand To the which payment
well and truly to be made he did bind himselfe his heirs executors
and adm^r by those presents And whereas the aforesaid Thomas
Manning was in his life time Seized in his demesne as of ffee of
Severall messuages Lands Tenements and Hereditaments with their
appurtenācs scituate lyeing and being in the said County of Calvert
that is to say of One parcell of Land with the appurtenācs in the
said County called Manning the Push containeing Six hundred Acres,
and of and in One other parcell of land with the appurtenācs in the
County aforesaid called the Gore containeing three hundred acres
And being So thereof Seized dyed after whose death the said Lands
tenements and hereditaments with the appurtenācs amongst other
things did discend to the said John Manning as Son an heire of the
said Thomas Yet the aforesaid John Manning in his life time and
the aforesaid John after the death of the said Thomas although
often required the aforesaid nine hundred thirty two pounds of
tobacco to him the said Daniel hath not rendred but the same to him
to render have denyed and the said John the same to him to render
doth still deny whereupon he saith that he is dampnified and hath
losse to the Value of fiftene hundred pounds of tobacco and there-
upon he bringeth his suite.

And the said John Manning by Richard Smith his Guardian who is admitted by the Court to prosecute for the said John within age

the said John by Kenelm Cheseldyn his Attorney doth come and defend the force and injury when &c and the said John Saith that he is not twenty One yeares of age and that it is not intended by the Law that dureing his nonage aforesaid to the aforesaid Daniel he Ought to answer of the debt aforesaid whereupon he demands judgment if action &c. Liber M M

And the said Daniel by his Attorney aforesaid Saith that he Ought not to be barred from haveing his action aforesaid, the said Daniel Saith the said John now is and at the time of putting in his plea aforesaid was at the full age of twenty One yeares and this he prayes may be enquired of by the Country and the said John likewise.

Now here at this day to wit the tenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c Came the said Daniel by his Attorney aforesaid and the said John by his Attorney came likewise and the said John Saith nothing in barr or avoidance of the action aforesaid of him the said Daniel whereupon the said Daniel remaineth against the said John thereof undefended Therefore it is considered of by the Court here that the said Daniel recover against the said John Manning the said summe of nine hundred thirty two pounds of tobacco the debt aforesaid as also the summe of eight hundred twenty five pounds of tobacco for his cost and charges in this behalfe laid Out and expended and the said John in mercy.

Jeremiah Eaton ag ^t Thomas Philipps	}	Thomas Philipps late of Talbott County otherwise called Thomas Phillipps of the Province of Maryland planter was sumōned to answer unto Jeremiah Eaton of the County of Kent Gent in a plea that he render unto him ten thousand pipe staves every of the said Staves to be foure foot eight inches long and three quarters of an inch thicke which to him he oweth and unjustly deteineth.
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And whereupon the said Jeremiah by Vincent Lowe his Attorney Saith that whereas the said Thomas the eighteenth day of January One thousand Six hundred seventy One by his certaine writeing Obligatory Sealed with the seale of him the said Thomas here in Court produced whose date is the day and yeare abovewritten did bind himselfe his heirs execut^{rs} adm^{rs} assignes to pay unto him the said Jeremiah his certaine Attorney his heirs executors adm^{rs} & assignes the aforesaid quantity of ten thousand pipe Staves to be foure foot eight inches long and three quarters of an inch thicke to be paid unto him the said Jeremiah at or before the tenth day of October next ensuing the date thereof at the now dwelling place of him the said Thomas Philipps Yet notwithstanding the aforesaid summe of pipe Staves the said Thomas to the Said Jeremiah hath not paid according to the tenor of the said bill but the Same to

p. 451

Liber M M pay doth deny and refuse whereupon the said Jeremiah Saith he is dampnified and hath losse to the Value of Seven thousand pounds of tobacco and thereupon he brings his suite.

The Sheriff of Talbott County being in misericordia haveing returned that he hath taken the body of the defendant whom &c and the same Sheriff being called to bring forth the body of the said Thomas Philipps to answer the said Jeremiah in the plea aforesaid delivered in open Court here to wit the tenth day of ffebruary in the three and fourth year of the Dominion of Caecilius &c his Baile bond whereupon the same Sheriff was acquitted

And the said Thomas Philipps by Robert Carville his Attorney cometh and defendeth the force and injury when &c and saith nothing in barr or avoidance of the action aforesaid of him the said Jeremiah whereupon the said Jeremiah remaineth against the said Thomas thereof wholly undefended Therefore it is considered by the Court here that the said Jeremiah Eaton recover against the said Thomas Philipps the said summe of tenn thousand pipe Staves foure foot eight inches long and three quarters of an inch thicke as also the sume of five hundred fifty Six pounds of tobacco costs of Suite and the said Thomas in mercy.

John Clemens	}	James Clayland late of Talbott County Gent other-
ag ^t		wise called James Clayland of Talbott County in
James Clayland		the Province of Maryland Clerke was Summoned
		to answer John Clemens merchant in a plea that he
		render unto him twenty eight hundred weight of
		good sound merchantable porke and beefe which to
		him he oweth and unjustly deteineth.

And whereupon the said John by John Rousby his Attorney Saith that whereas the said James the fourteenth day of ffebruary in the yeare of our Lord One thousand six hundred seventy two by his certaine bill obligatory Sealed with the seale of the said James here in Court brought whose date is the same day and yeare did acknowledge himselfe to owe to the aforesaid John Clemens the said full and just quantity of twenty eight hundred weight of good sound merchantable porke and beefe to be paid at the said John Clements dwelling house in Myles River or Tredhaven the last of November One thousand six hundred Seventy three and to the performance of the same the said James there by bound himselfe his heirs execut^{rs} adm^{rs} notwithstanding the aforesaid James though often demanded the aforesaid twenty eight hundred weight of beefe and porke to the said John Clemens hath not paid but the same to the said John to pay hitherto hath denyed and yet doe deny and refuse whereupon he saith he is dampnified and hath losse to the value of five thousand pounds tobacco & thereupon he bringeth his suite.

And the said James Clayland by Mathew Warde his Attorney

cometh and defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill next Court and it is granted him the same day is given to both parties here. Liber M M

At which day to witt the tenth day of ffebruary in the 43th yeare of his Lopps Dominion Came the said John Clements by his Attorney aforesaid but the said James Clayland came not but made default therefore it is considered of by the Court here that the said John Clemens recover against the said James the said summe of twenty Eight hundred pounds of porke and beefe the debt aforesaid as also the summe of Six hundred and three pounds of tobacco for his costs and charges in this behalfe laid Out. p. 452

Ralph Dawson ag ^t James Clayland	}	James Clayland late of the County of Talbott otherwise called James Clayland of the Province of Maryland Clerke was Sumoned to answer Ralph Dawson of a plea that he render unto him three thousand foure hundred pounds of tobacco in casque which he oweth him & unjustly deteineth.
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Whereupon the said Ralph by Vincent Lowe his Attorney complaineth and Saith that whereas the said James Clayland On the Sevententh day of March One thousand Six hundred Seventy two by his certaine writing or bill Obligatory Sealed with the Seale of him the said James here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to be justly and truly indebted to him the said Ralfe Dawson his heirs executors adm^r the full and just sume of three thousand foure hundred pounds of tobacco in casque to be paid unto him the said Ralph Dawson upon the dwelling plantation of him the Said James in Miles River or a Servant man upon his demand upon the tenth day of December next ensuing Upon the true payment thereof the said James did bind himselfe his heirs and adm^r Yet the aforesaid summe of three thousand foure hundred pounds of tobacco the said James to him the said Ralph nor a man Servant according to the tenor of his said bill hath not paid to him the said Ralph but doth altogether deny and refuse to pay the same whereupon the said Ralph Saith he is dampnified and hath losse to the value of five thousand pounds of tobacco And thereupon he bringeth his Suite.

And the Said James by Mathew Warde his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciall Court and it is granted him the same day is given to both parties here.

Now here at this day to wit the tenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c came the said Ralph Dawson by his Attorney aforesaid and offered himselfe against the said James Cleyland in the action aforesaid but the said James came not but made default Therefore it is considered of by the Court here

Liber M M that the said Ralph Dawson recover against the said James Clayland aswell the summe of three thousand foure hundred pounds of tobacco the debt aforesaid as also the sume of five hundred fifty Six pounds of tobacco costs of Suite

Proprietary	}	discontinued
ag ^t		
Luke Barbier	}	this action abates the plaintiff being dead.
Thomas Carleton		
ag ^t	}	agreed.
John Hall & at		
Robert Carville		
ag ^t		
ffrancis Kilborne		

p. 453 John Waterton } John Desjardens late of Baltemore County other-
 ag^t } wise called John Desjardens of the County of Bal-
 John Desjardens } temore in the Province of Maryland Gent was
 Sumōned to answer unto John Waterton in a plea
 that he render unto him the summe of twenty two
 pounds lawfull mony of England which to him he
 oweth and unjustly deteineth.

And whereupon the said John Waterton by Kenelm Cheseldyn his Attorney Saith that whereas the said John Desjardens the sixteenth day of June in the year of Our Lord One thousand six hundred seventy three did by his certaine writeing Obligatory Sealed with the seale of the said John Desjardins here in Court produced whose date is the same day and yeare abovewritten hold himselfe firmly bound and indebted to the said John Waterton in the full and just sume of two and twenty pounds of good and lawfull mony of England to be paid unto the said John Waterton or to his certaine Attorney execut^{rs} adm^{rs} or assignes at or upon all demands after the date of those presents to which payment well & truly to be paid and performed he did bind himselfe his heirs executors adm^{rs} and assignes firmly by those presents Notwithstanding which the Said John Desjardens the said summe of twenty two pounds lawfull mony of England according to the tenor of his said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath denied and yet doth deny to the damage of the said John Waterton the summe of eight thousand pounds of tobacco And thereupon he bringeth his suite.

And the said John Desjardens by Robert Carville his Attorney doth come and defend the force and injury when &c and prays heareing of the writeing aforesaid and it is read unto him he prayeth also heareing of the Condition of the said writeing and it is read unto him in these words Vizt. The Condition of this Obligation is

such That if the abovebounden John Desjardens his heirs executors Liber M M
adm^r assigns doe well and truly pay and deliver unto the above-
named John Waterton his heirs executors administrators or assigns
or to his certaine Attorney One sufficient and able man servant to serve
the said Waterton his execut^r or assigns foure yeares at least and
also pay or cause to be paid to the said Waterton his executors or
assignes the full and just sume of eight hundred pounds of good
sound merchantable tobacco in caske at or before the first day of
December next comeing after the date abovewritten or else pay or
cause to be paid unto the said John Waterton his certaine Attorney
executors or assignes the full and just Summe of eleven pounds of
goods & lawfull mony of England at the price currant there at or
before the first day of December aforesaid Then this present Obliga-
tion to be Void and of none effect or else to remaine & be in full
power force and Virtue. Which being read and heard the said John
Desjardens prayeth liberty of Speakeing hereunto untill next Court
and it is granted him the same day is given to both parties here

Att which day to wit the tenth day of ffebruary in the 43th yeare p. 454
of the Dominion of Caecilius &c Came the said John Waterton by
his Attorney aforesaid and offered himselfe against the said John
Desjardens in the action aforesaid but the said John Desjardens
came not but made default Therefore it is considered of by the Court
here that the said John Waterton recover against the said John
Desjardens the said summe of eleven pounds of good and lawfull
mony of England or One Sufficient and able man servant to serve
foure yeares at least and eight hundred pounds of good sound
merchantable tobacco and caske as also the summe of
pounds of tobacco for his costs of Suite

Daniel Jenifer	}	Continued P consent.
ag ^t		
Jonathan Squire adm ^r Jn ^o Morecroft		

Edward Armstrong	}	the Sheriff of Somerset County reamerced.
ag ^t		
John Anderson		

John Moll	}	these two causes continued by Consent of the At- tornyes on both sides till next Court.
ag ^t		
Henry Brayne		
George Robbins		
ag ^t Henry Brayne		

Liber M M Jonathan Squire adm^r }
 Jn^o Morecroft }
 ag^t } agreed.
 Tobias Wells execut^r }
 Mary Pine }

John Blomfeild }
 ag^t } agreed.
 Benj^a Hunton }

Garret Vansweringen } Thomas Lomax late of the County of S^t
 ag^t } Maries otherwise called Thomas Lomax of
 Thomas Lomax } the County of S^t Maries in the Province of
 Maryland was Sumōned to answer unto Gar-
 ret Vansweringen in a plea that he render
 unto him the summe of One thousand and
 Sixty pounds of tobacco which to him he
 oweth and unjustly deteineth

And whereupon the said Garret Vansweringen by Kenelm Chesel-
 dyn his Attorney Saith that whereas the said Thomas Lomax the
 foure and twentieth day of October One thousand six hundred seventy
 One did by his certaine writeing Obligatory Sealed with the Seale
 of the Said Thomas here in Court produced whose date is the day
 and yeare abovewritten acknowledge himselfe holden and firmly
 bounden unto Garret Vansweringen of the County of S^t Maries in
 the Province aforesaid in the full quantity of One thousand and
 Sixty pounds of good Sound merchantable tobacco and caske to be
 paid to the said Garret Vansweringen or to his certaine Attorney his
 heirs execut^{rs} adm^{rs} or assignes convenient in the County aforesaid
 upon all demands to which payment well & truly to be made he did
 bind himselfe his heirs executors administrators firmly by those
 p^rsents Notwithstanding which the said Thomas Lomax the said
 Summe of One thousand and sixty pounds of tobacco according to
 the tenor of his Said bill though often thereunto required hath not
 paid but the same to pay hitherto hath and still doth altogether deny
 to the damage of the said Garrett two thousand pounds of tobacco &
 thereupon he bringeth his suite.

And the said Thomas by Robert Carville his Attorney cometh &
 defendeth the force & injury when &c and prayeth liberty of Speake-
 ing hereunto untill next Provinciaill Court of the same day is given
 both parties.

Now here at this day to wit the tenth day of ffebruary in the 43th
 yeare of the Dominion of Caecilius &c came the said Garrett by his
 Attorney aforesaid but the said Thomas came not but made default
 Therefore it is considered by the Court here that the Said Garret
 recover against the Said Thomas the said summe of One thousand &

Sixty pounds of tobacco the debt aforesaid as also the Summe of Liber M M five hundred fifty two pounds of tobacco costs of Suite.

John Gilbert } John Ingram late of Kent County was attached to
ag^t } answer unto John Gilbert of a plea wherefore by force
John Ingram } & armes On him the said John Gilbert in Kent County
an assault did make and him did beate wound & evil
entreate & Other harmes to him did to the great damage
of him the Said John Gilbert and against the
Peace of the Lord Proprietary.

And whereupon the Said John Gilbert by Kenelm Cheseldyn his Attorney complaineth that the aforesaid John Ingram the third day of July in the three & fortith yeare of the Dominion of Caecilius &c Annoq; Dom One thousand six hundred Seventy foure by force and armes that is to say with Swords Staves and Knives On him the said John Ingram in Kent County made an assault and him did beate wound & evil entreate and other harmes to him then & there did to the damage of the Said John Gilbert & against the Peace & whereupon the said John Gilbert Saith he is dampnified and hath damage to the Value of five thousand pounds of to^b & thereupon he bringeth his suite.

And the said John Ingram by Mathew Warde his Attorney cometh and defendeth the force and injury when &c and prayeth liberty to imparle here untill next Provinciaall Court and it is granted him the same day is given to both parties. Now here at this day to wit the tenth day of ffebruary in the forty third yeare of the Dominion of Caecilius &c came the said John Ingram and Offered himselfe against the said John Gilbert but the said John Gilbert came not to prosecute the suite aforesaid whereupon a non suite was awarded against him by the Court here & that he pay to the said John Ingram the summe of Seven hundred eighty eight pounds of tobacco costs of Suite & the said Jn^o Gilbert in mercy.—for his false Clamor &c.

Thomas Gibson } Arthur Turner late of Charles County in the Prov- p. 456
ag^t } ince aforesaid was att[ached] to answer unto
Arthur Turner } Thomas Gibson of a plea wherefore by force and
armes into One Messuage One tobacco house and
One hundred acres of Land with the appurtenñces
lyeing On the west side of Wiccocomoco River at
a mouth of a Branch of the said River called Russell's
branch in Charles County in the said Province
which William Russell of the said County planter
to him the said Thomas Gibson did demise for a
terme which is not yet past he did enter and him
from his far[me] aforesaid did eject and other
harmes to him he did to the great damage of him
the said Thomas Gibson contrary to the peace &c

Liber M M

And whereupon the said the said Thomas Gibson by Thomas Innes his Attorney Saith that whereas the aforesaid William Russell the ninth day of March in the yeare of Our Lord One thousand Six hundred seventy three did demise to him the said Thomas Gibson the Messuage and lands aforesaid with the appurtenā[ces] To have and to hold to him and his Assignes from the said ninth day of March in the yeare aforesaid untill the end & terme of One whole yeare from thence next following and fully to be compleate & ended By Virtue of which demise the aforesaid Thomas Gibson into the Messuage and lands aforesaid with the appurtenāces did enter and was thereof possessed and he the said Thomas Gibson thereof being so possessed the aforesaid Arthur Turner afterwards to wit the Sixteenth day of March aforesaid by force and armes the Messuage and land aforesaid with the appurtenāces which the aforesaid William Russell to him the said Thomas Gibson in forme aforesaid demised for the terme aforesaid which is not yet past did enter and him from his farme aforesaid did eject and other harmes to him did to the great damage of him the said Thomas Gibson and against the Peace &c whereupon he Saith he is dampnified and hath losse to the value of Sixteen thousand pounds of tobacco And thereupon he bringeth his Suite.

Unles the tenant in possession or they under whom he claimeth doe the next Provincial Court appeare to this declaration and make him and themselves def^t thereunto and by rule of Court confesse the lease entry and ejectment and insist only upon the title the def^t in this declaration will confesse judgment and possession will be delivered accordingly to the plaintiff

To John Lovett Tenant in possession of the premisses within mentioned.

And the aforesaid Arthur Turner by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and the said Arthur prayeth liberty of Speakeing thereunto untill the first day of the next Provinciaall Court and the same day is given to both parties.

At which day that is to say the two and twentieth day of April in the 42th yeare of the Dominion of Caecilius &c came aswell the aforesaid Thomas Gibson by Robert Carville his Attorney as the aforesd Arthur Turner by the Said Kenelm Cheseldyn his Attorney and in the said cause by the Court here it was the same day Ordered by the consent of Robert Carville Attorney for the plaintiff and Kenelm Cheseldyn Attorney for James Neale late of Charles County Gent and Ann his wife that the said James and Ann his wife should be admitted def^{ts} who shall forthwith appeare by their Attorney aforesaid and Shall receive a declaration and plead to it the General issue as of this Court and at the tryall to be thereupon had they shall appeare in their proper persons or by their Council or Attorney and shall confesse lease entry and ejectment or that in default thereof

p. 457

judgment shall be entred against the said def^t Arthur Turner the casual ejector But all further prosecution against him shall cease untill the said James and his wife shall make default in any of the premisses And it is further Ordered by the Court by the consent aforesaid that the Said James and his wife shall not take any advantage against the plaintiff for not prosecuting upon the tryall occasioned by Such default but that the Said James Neale shall pay to the plaintiff the Costs by this Court to be taxed in this cause And it is further Ordered that the Lessor to the plaintiff shall be charged with the payment of the costs to the def^t if any be by this Court adjudged to them.

Maryland ss.

James Neale late of Charles County Gent and Anna his wife were attached to answer unto Thomas Gibson of a plea wherefore by force and armes into One Messuage One tobacco house and One hundred acres of Land with the appurtenances lyeing on the west side of Wicocomoco River at a mouth of a branch of the said River called Russells branch in Charles County in the said Province which William Russell in the Said County planter to him the said Thomas Gibson did demise for a terme which is not yet past they did enter and him from his farme aforesaid did eject & other harmes to him they did to the great damage of him the said Thomas Gibson and against the Peace.

And whereupon the said Thomas by Robert Carvile his Attorney saith that whereas the aforesaid William Russell the ninth day of March in the yeare of Our Lord One thousand six hundred Seventy three did demise to him the Said Thomas Gibson the messuage and lands aforesaid with the appurtenances to have and to hold to him and his assigns from the said ninth day of march in the yeare aforesaid untill the end and terme of One whole yeare from thence next ensuing and fully to be compleate & ended By virtue of which demise the said Thomas Gibson into the messuage & Lands with the appurtenances did enter & was thereof possessed and he the said Thomas Gibson So thereof being possessed the aforesaid James Neale & Anna his wife by force and armes the Messuage & lands aforesaid with the appurtenances which the aforesaid William Russell to him the said Thomas Gibson in forme aforesaid demised for the terme aforesaid which is not yet past did enter & him from his farme aforesaid did eject & other harmes to him did to the great damage of the said Thomas Gibson & against the Peace &c whereupon he saith he is dampnified & hath losse to the Value of Sixteen thousand pounds of tobacco & thereupon he bringeth his suite

And the said James Neale by Kenelm Cheseldyn his Attorney doth come and defend the force and injury when &c and Saith he is not guilty of the trespass and ejectment aforesaid by him the said Thomas above supposed to be done and of this he putts himself upon the Country and the plaintiff likewise.

Liber M M At which day that is to Say the Sixteenth day of October in the 43th year of the Dominion of Caecilius &c Annoq; Dom One thousand six hundred Seventy foure came aforesaid Thomas Gibson by his Attorney aforesaid and the said James Neale and Anna his wife by their Attorney aforesaid but because it appeared to the Court here That this action of ejectment was Comenced by the said Thomas Gibson as Lessee to the said William Russell against Arthur Turner casuall Ejector and James Neale & Anna his wife daughter & heire of Benjamin Gill deceased the parties concerned being by order of
p. 458 Court named def^{ts} instead of the casuall Ejector to try the title to a parcell of Land and certaine houses thereon built now in the Tenure of the said James Neale and Anna his wife or John Lovett or their assignes and being now in dispute between the said William Russell and James Neale & Anna his wife And the the Court finding it necessary that the due lines & bounds of both persons lands be Surveyed by a skillful person according to the Originall Surveys & patents thereupon granted to Christopher Russell ffather of the said William Russell and Benjamin Gill ffather of the said Anna & that a faire plott & Certificate thereof be returned to the Court It is by the Court this day Ordered That the Hon^{ble} Baker Brooke Esq; Survey^r Gen^{ll} or his Deputy Survey^r for the Said County of Charles County be especially appointed by this Court & are hereby appointed impowered & comanded to lay Out the lands of the said W^m Russell & the Land of the said James Neale & Anna his wife and to runn Out the true lines & Sett Out their meets & bounds according to their respective pattents aforesaid to the Said Christopher Russell & Benjamin Gill in the presence of the Sheriff of Charles County who is hereby Comanded and impowered to Summon & impannell a jury of twelve legall and honest men of his Bailiwick of the neighbourhood to the said lands upon the said lands and to examine wittnesses upon Oath that the truth of the matter may be fully discovered & the Survey^r Gen^{ll} or his Deputy aforesaid is hereby Ordered to runn his lines according to the evidence then given and the directions of the jury & to returne a Certificate of his proceedings herein & a faire plott distinctly drawne of the said Lands in question together with the evidence that was sworne to the next Provinciaall Court to be held at the Citty of S^t Maries the eighth day of December next attested under the hand & Seale of the said Survey^r Gen^{ll} or his Deputy as aforesaid as of the said Sheriff & the jurors that so his Lopps justices here being fully informed of the truth of the premisses may doe herein as to justice shall appurteine

In Obedience whereunto the Said Sheriff Benjamin Rozer Gent together with John Gooch George Credwell Richard Harrison Robert Rowlands Walter Davis Joseph Bullett John fferson Joseph Cooper John Cassock Thomas Gibson Arthur Turner & Thomas Helgair Sworne jurors to enquire into the meets and bounds of the Land in

question between William Russell & James Neale doe deliver their Verdict following Vizt That they have directed Richard Edelin Deputy Survey^r to runn the lines of the Said lands according to their meets & bounds. in their respective Certificates & pattents mentioned and doe find that the Land now in question lately in the possession of John Lovett now in the tenure or Occupation of Margaret Lovett Relict of the said John by virtue of a lease from the said James Neale together with the plantation and all the houses thereon erected to be and lye within the lines meets and bounds of the Land belonging to William Russell as by plott & Certificate by the aforesaid Survey^r made it doth and may more fully and at large appeare. Liber M M

And also the Said Deputy Survey^r Richard Edelin by his Certificate beareing date November the six & twentieth One thousand six hundred seventy foure and to the Hon^{ble} Charles Calvert Esq^r Cheife justice of this Province and the rest of the justices of the Provinciaall Court did Certifie By Virtue of an Order of the Provinciaall beareing date the 16th of October One thousand six hundred seventy foure him comanding & empowering That he the said Richard Edelin Deputy Under Baker Brooke Esq^r Survey^r Generall in Obedience to the Order have laid Out the lands in question betweene James Neale Gent & W^m Russell according to their respective Certificates attested under the hand of John Blomfeild Clerke of his Lopps Secretaryes Office and the direction of the jury impannelled & sworne by Benjamin Rozer Sheriff of Charles County to enquire & give directions concerning the same whose verdict is hereunto annexed which land lyeth On Wicocomoco River near the Land of the said Neale & bounding On the west of Neales marsh & bounding On the South with a Creeke called S^t James's Creeke On the east with the said River On the north with a line drawne East South east to a white Oake standing by Wiccocomoco River by Newtons Cove. Likewise he hath laid Out the Land of W^m Russell and by the direcōn of the jury and Certificate lyeing On the west side of Wiccocomoco River Beginning at a marked Oake Standing at the mouth of a branch called Russells branch and runing South from the said Oake to the head of the said branch for the lenght of One hundred perches to a marked Ash & bounding On the south with a line drawne West for the lenght of three hundred & fifty perches to a marked white Oake near the Land of the said Neale thence northwest Sixty foure perches thence East into the first South line. p. 459

Which said returne of the said Sheriff & jurors & of the said Deputy Survey^r before the said justices of the said Provinciaall Court at the Citty of S^t Maries the twelfth day of December in the yeare aforesaid being read & by the said justices fully understood & the partyes aforesaid appeareing by their respective Attorneyes that is to say the said W^m Russell by Robert Carvile his Attorney & the said James Neale & Anna his wife by Kenelm Cheseldyn their Attorney

Liber M M and the deft^s alleading no notice was given them upon the resurvey of the Lands in question Ordered that the parties concerned be present & the same jury formerly returned be there & the Survey^r Gen^l or his Deputy for that County to resurvey the lands in question upon the third day of february next and in case of default of the jurors or any of them that the Sheriff returne tales and to returne to the next Court.

Att which said next Court to wit the ninth day of february in the yeare aforesaid came the aforesaid W^m Russell by Robert Carville his Attorney and the said James and Anna by Kenelm Cheseldyn and the Said Sheriff of Charles County and John Gooch Thomas Gibson John fferson Arthur Turner Joseph Cooper Joseph Bullett George Grodtwal John Cassock W^m Hensy W^m Smith John Muschamp & Peter Carrey sworne jurors to enquire into the bounds and meets of the land in question betweene W^m Russell & James Neale doe deliver their Verdict as followeth That Wee have directed Richard Edelin Deputy Survey^r in the presence of the parties concerned to run the lines of the said James Neales land according to the meets and bounds of the Certificate & Patent & evidence produced and doe find the land now in question lately in the possession of John Lovett now in possession of Margaret Lovett Relict of the said John by Virtue of a lease from the said James Neale with the Plantation
p. 460 and all the houses thereon Erected to be and lye within the meets and bounds & lines of the Land belonging to W^m Russell as by Plott & Certificate by the aforesaid Survey made and hereunto annexed it doth & may more fully & at large appeare In testimony to which Verdict Wee have hereunto Sett Our hands & seales this 13th day of february 1674.

And also the said Deputy Survey^r by his Certificate bearing date the said third day of february and to the Hon^{ble} Charles Calvert Cheife justice of Maryland & the rest of the justices of the Provincia^l Court did in most humble manner Certifie That in Obedience to an Order past December Court last hath laid Out Cap^t James Neales east South east line according to the direction of the jury & bounding On the west with Neales marsh & with the South with the Creeke called S^t James's Creeke and On the east with Wicocomoco River On the north with a line drawn East-South east to a white Oake Standing by Wicocomoco River by Newtons Cove and that the said Neales Land does not take in the Land now in question betweene the said Neale & William Russell.

Which being read and heard & by the Court here fully understood and the cause standing at full & perfect issue Therefore Comānd was given to the Sheriff of S^t Maries County that he should cause to come here before the said justices On the eleventh day of this instant february twelve &c by whom &c who neither &c because aswell &c to recognize &c.

Att which said eleventh day of february in the 43th yeare of the Dominion of Caecilius &c. and in the yeare of Our Lord One thousand Six hundred Seventy foure aforesaid Came aswell the aforesaid W^m Russell by Robert Carville his Attorney as the aforesaid James Neale and Anna his wife by Kenelm Cheseldyn their Attorney and the jurors of that jury came likewise to wit Roger Baker Thomas Bowdle John Burrace John Garnish James Veitch Justinian Gerard John Gittings Cornelius Watkinson W^m Watts Walter Hall Robert Proctor & Robert Large who being impannelled sumōned & sworne to say the tenth of & in the premisses upon their Oathes doe say That they find for Cap^t James Neale defendant. Liber M M

Which being seene by the Court here and the premisses diligently looked into and thereof mature deliberation being had because it Seemeth to the Court here by the Evidence of the ancient Inhabitants of the visage of the said Land in the declaration aforespecified & here at the barre upon their Oathes Vive Voce given and also by the Verdict of the jury aforesaid here at the barr delivered up The said justices due Grant that the said James Neale and Anna his wife of the trespas and Ejectment of him the said W^m Russell of the premisses aforesaid with the appurtenācs in the declaration aforesaid Specified goe thereof acquitt because it appeareth to the Court here that the said Land in the declaration aforesaid Specified in which the trespas and ejectment aforesaid is Supposed to be Committed is the proper land of the said Anna Neale wife of the said James Neale & that the same Land the said Anna holdeth of the Lord Proprietary by Virtue of his Lopps Letter Pattent for the same by the name of Gills Land to her granted, and the said justices doe further grant that the said James Neale & Anna his wife doe recover against the said William Russell the summe of foure thousand six hundred Sixty eight pounds of tobacco for their costs & charges in this behalfe expended & laid Out and that the said William take nothing by his plaint aforesaid but that he for his false clamor be taken and that the aforesaid James Neale & Anna his wife be thereof without damage Therefore Comānd is given to the Said Sheriff of Charles County that he take the said W^m Russell if he shall be found in his Bailiwick & him safe Keepe so that he have his body before his Lopps justices here the twentieth day of April next to satisfie unto the said James Neale & Anna his wife the said summe of foure thousand six hundred sixty eight pounds of tobacco which to them the said James and Anna in the said Provinciaall Court held at the City of S^t Maries the eleventh day of february in the yeare aforesaid before the said justices in the said Court were adjudged for them costs of suite which they susteined by Occasion of the trespas & ejectment to them the said James and Anna by the aforesaid W^m Russell by force & armes & against the Peace &c in the same Court brought whereof he is convict. p. 461

Liber M M Know all men by these presents That I Richard Pery of Maryland in parts beyond the Seas merchant have assigned Ordained & made in my stead & place by those presents put & constituted my good frend John Gould of London merchant my true & lawfull Substitute & Attorney for me & in my name & to my Owne proper use & behoofe to aske demand levy sue for recover & receive of all & every or any pson or persons whatsoever all such summe or summes of mony goods merchandizes debts dues & demands whatsoever as are or shall be from them or any of them due to me, oweing payable or belonging upon any accompt or by any wayes or meanes whatsoever & to prosecute mainteine & defend any suite or suits in Law or equity to be brought prosecuted or comēced for me or against me and to intermeddle with transact and manage all other my affaires and businesses whatsoever giving and by these presents granting unto my said Substitute & Attorney my full power interest & authority to and in the p^rmisses therein to doe say sue persue arrest attach implead imprison & condemne & out of prison to deliver & to receive compound and agree & thereupon acquittances or other discharges for me and in my name to make seale & deliver One Attorney or more under him to substitute & appoint & the same at his pleasure to revoke and Generally to doe execute & performe & every Such further and other lawfull & reasonable acts & things which shall be meet & requisite to be done to & in the premisses in as large ample & effectuall manner and forme to all intents & purposes as I my selfe might or could doe were I then & there present & did the same personally Ratifieing and by these p^rsents confirming all & whatsoever my said Attorney shall lawfully doe or cause to be done for recovery and receipt of the premisses by these presents In wittnes whereof I have hereunto sett my hand & seale dated the twelfth day of November 1674 Anno^q Regni Dom^r nri^r Car Sec^d Ang^l &c Rex Vicessim Sext. Sealed & delivered in the presence of Ri: Pery (Sealed.)
 Robert Gowlan
 James Haslewall
 John Webb
 W^m Somerland.

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ffirst of April 1675

The above letter of Attorney was proved by Robert Gowlan and W^m Somerland Wittnesses to the same before me the day and yeare abovewritten
 Charles Calvert.

Know all men by these p^rsents That I Richard Wharton of New England Merch^t have & due hereby constitute authorize & Ordaine Hilyard Vering of Salem in New England aforesaid merchant now bound to Virginia & Maryland my true and lawfull Attorney in my name & for my use to demand & to use all lawfull wayes and meanes

to recover & receive any summe or summes of mony tobacco or other estate or effects anywayes due or payable to me by or from any person or estate in Virginia or Maryland aforesaid Giveing & hereby granting unto my said Attorney all my power & authority to sue implead attach arrest imprison & extend upon as need shall require the persons or estates of any that shall upon any colour or pretence whatsoever deteine from me or make denyall of payment to my said Attorney of Such Summes of mony tobacco or any other estate and againe upon the composition or satisfaction received Such persons or estates to release and discharge And finally I doe Authorize and empower my Said Attorney to doe performe & execute every lawfull Act & thing with reference unto or prosecution of the p^rmisses that I my Selfe might I personally present hereby ratifeing allowing & confirming all that my Said Attorney or any by him deputed or substituted shall Legally doe or cause to be done Wittnes my hand & seale this twenty[eth] day of November 1664 Annoq^{ue} Regni Caroli Vicesimo Sext.

Liber M M

Sealed & delivered

Ri. Wharton (Seale)

in p^rsence of

Samuel Hall

Ben: Ganson

Ephraim *g* Very

his marke.

On the backside of the abovesaid Letter of Attorney is written thus.

March 22th 1674.

The within written Letter of Attorney was by the within named Richard Wharton in the presence of Benjamin Ganson and Ephraim Very witnesses thereunto signed Sealed and delivered as his Act & deed as by the Oathes of the witnesses taken before me the day and yeare abovesaid

Witt Calvert.

ffbruary 12th 1674.

Upon the Petition of John Grammar of Calvert County that whereas there was two judgments obtained out of this Court against him One at the suite of Samuel Winslow for three thousand pounds of tobacco & the other at suite of Richard Gibbs for the summe with costs of suite and thereupon execution issued to the Sheriff of the County aforesaid thereby commanding him to take the Petitioners body and him to have here the ninth day of this instant ffebruary and the Petitioner being now removed into the Custody of the Sheriff of S^t Maries County untill he hath rendred satisfaction for the said executions and the prison of S^t Maries County lyeing remote from your petitioners affaires and habitation and being compelled for his release to sell his estate prayeth Order that he may be removed againe into the Custody of the said Sheriff of Calvert County he being there neere his businesse and that he may thereby Sell his goods to the best advantage

Liber M M

Whereupon it is Ordered by the Court here that the said John Grañer be delivered into the Custody of the Said Sheriff of Calvert County untill he satisfie the executions aforesaid:

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The Humble Petition of W^m Claw and John Smalpeece of S^t Maries County executors of the last will & Testament of John Reynolds late of the aforesaid County deceased named.

Humbly Sheweth

That whereas y^e Petitioners have before this Petitioned this Court about the reall estate of the Said deceased and referred to the consideracōn of the Attorney Gen^l whereof they have had no answer and the petition^r being sumōned to appeare before the judge in causes testamentary to render an accompt of the estate of the deceased, Humbly prayes this Court to settle the reall estate of the said deceased that they may render an accompt of their execution of the last will & Testament of the said deceased

Whereupon it was this day to wit the thirteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Ordered by the Court here that the Land of the Said John Reynolds be Sold for the satisfaction of his Creditors and the said executors are hereby empowered to sell & dispose the same for the use aforesaid.

Edmund Hinchman

ag^t

Samuel Hatton

} Samuel Hatton late of Talbot County otherwise called Samuel Hatton of Talbott County in the Province of Maryland was sumōned to answer unto Edmund Hinchman of a plea that he render unto him ten thousand pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the said Edmund by Robert Carvile his Attorney complaineth that whereas the said Samuel upon the thirteenth day of April in the yeare of Our Lord One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the seale of him the said Samuel & here in Court produced whose date is the day & yeare abovesaid did bargaine and agree with the said Edward Hinchman as followeth That he the said Hatton did thereby Ingage himselfe to freight upon a Vessell belonging to the said Hinchman and then being On the Stocks in Leonards Creeke in Calvert County to Say foure Tunns of tobacco accompting foure hnds to the Tunn and to provide them all ready at the plantacōn of Richard Cane in Petuxent River by the fourteenth day of May then next ensueing, the Said Vessell being bound for the Island of Barbadoes and his goods being there delivered he was to pay for it after the rate of Six pounds Sterling p Tunn And for the true performance of the premisses aforespecified he the said Samuel Hatton did by those presents bind himselfe his heirs executors & adm^rs in the summe of

ten thousand pounds of tobacco due to be paid upon the non performance of the premisses abovewritten unto him the said Edmund Hinchman his heirs execut^{rs} adm^{rs} or assignes And the said Edmund in fact Saith That the said Samuel did not by the said fourteenth day of May nor dureing all the time of the Stay of the said Vessell in the said River which was till the eleventh day of June following before she tooke her intended Voyage for the said Island of Barbadoes provide the said foure Tunns of tobacco aforesaid nor hath the said Samuel performed any part of his agreement in the said writeing contained By which action hath accrued to the said Edmund to have of the said Samuel the said summe of ten thousand pounds of tobacco according to the said writeing Obligatory And thereupon he bringeth his suite. Liber M M

And the said Samuel Hatton by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the same day is given to both parties. p. 464

Now here at this to wit the fifteenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c Annoq̃ Doñ 1674 came the said Edmund Hinchman by Robert Carvile his Attorney and offered himselfe against the Said Samuel in the plea aforesaid but the said Samuel Hatton came not but made default Therefore it is considered by the Court here that judgm^t passe against the said Samuel by default for not answering the said Edmund to the action aforesaid and also that he pay unto the said Edmund the sume of

pounds of tobacco for his costs & charges in this behalfe laid Out & expended. and the said Samuel in mercy.

Edward Savage	}	John Clemens late of Talbott County Merchant was attached to answer unto Edward Savage of Dorchester County Clerke in a plea of trespas upon the case.
ag ^t John Clemens		

And whereupon the said Edward Savage by Robert Ridgely his Attorney complaineth that whereas he now is & for divers yeares last past hath enjoyed & Officiated the Clerkes place of the County Court of the said County of Dorchester by Virtue of Severall Comissions from Severall of the Secretaryes of this Province by Virtue whereof he hath received Such ffees and rewards for his paines in doeing and performing his said Office of the Severall persons that had buisness therein as the Lawes of this Province in that case allow & moreover the said Edward being often employed by Severall of the inhabitants of this Province as a Clerk for the drawing ingrosseing and recording of Severall conveyances Sales of Land & other writeings for the drawing and ingrosseing of which the said Edward was wont to receive and take of the Severall persons that So employed him as much as he agreed with them for and for the

Liber M M recording thereof as much as the Act of Assembly allowed and the said John Clemons being Sensible and well understanding the parts and abilities of him the said Edward in that Art and mastery of drawing and ingrosseing writeings as aforesaid and also that the said Edward was then Clerke of the said County of Dorchester and did receive & take to his Owne use all ffees and proffitts to the Said Office of Clerke of the said County belonging or in any wise appurteining the said John the One & twentieth day of June in the 42th year of the Dominion of Caecilius &c Annoq̃ Dom̃ One thousand six hundred Seventy three in Consideration that the said Edward would write and record all such conveyances and other writings that he should have Occasion for in the said County of Dorchester and also doe all other writeing buisnesse that the said John Clemons should have Occasion for in the said County of Dorchester from the said One & twentieth day of June untill the twentieth day of June then next following to say for One whole yeare and also dureing the said time should demand no other ffees of him the said John for any buisnesse that he should enter upon record for him as Clerke of the said County the said John Clemons upon himselfe did assume and to the said Edward did then and there faithfully promise that he the said John at the end & expiration of the said yeare as a reward
p. 465 to the said Edward for his paines and in full satisfaction of all his ffees that should accrue in the time aforesaid whether he employed him more or lesse or not at all would well & truly pay unto him the said Edward or his Ord^r the summe of One thousand pounds of tobacco upon demand convenient in the said County And the said Edward in fact Saith that the said John did imploy him the said Edward in recording of the time of the births of his Children and did acquaint him of divers other buisnesse he had for him to doe and that he the said Edward dureing the terme aforesaid was alwayes ready to doe & performe all such writeing buisnesse as the said John had to doe in the said County of Dorchester Notwithstanding which the said John his promise & assumption so as aforesaid to him the said Edward made not regarding but deviseing & fraudulently intending him the said Edward in this behalfe craftily and Subtilly to deceive & defraud the said One thousand pounds of tobacco to him the said Edward according to his promise and assumption aforesaid hath not paid though often demanded but the same to pay hath denied & as yet doth deny to the damage of the said Edward of three thousand pounds of tobacco and thereupon he bringeth his suite.

And the said John by John Rousby his Attorney cometh & defendeth the wrong & injury when &c & Saith he did not assume and promise upon himselfe in such manner & forme as the said Edward hath above declared against him and of this he putts himselfe upon the Country and the said Edward likewise Therefore Comānd was

given to the Sheriff that he cause to come here to wit the ninth day of february in the 43th year of his Lopps Dominion &c twelve &c by whom &c who neither &c because aswell &c to recognize &c. Liber M M

At which said ninth day of february in the yeare aforesaid came the said John by his Attorney aforesaid but the said Edward came not whereupon ordered this cause continued be untill the last day of the same Court.

At which said last day to wit the fifteenth day of february in the yeare aforesaid came the said John by his Attorney aforesaid but the said Edward came not but made default whereupon the said John prayed a nonsuite might be awarded him Therefore it is considered by the Court here that the said John recover against the said Edward the summe of eight hundred and six pounds of tobacco for his costs and charges in this behalfe expended and laid Out & the said Edward in mercy for his false claime.

Upon the Complaint of Isabella Goodale Servant to James Neale sen^r that Cap^t John Quigley One of the Attornyes of this Court did sell and dispose the said Isabell & her Sonn to the said James Neale and that her Son was to be free at the expiration of the terme of Service of her the said Isabell and the said Cap^t James Neale Cap^t John Quigley and the said Isabell being present here in Court these papers following were produced in Court: vizt

Know all men by these p^rsents That I John Quigley have sold & doe make Over unto Cap^t James Neale Esq^r his heirs & assignes One woman Servant by name Elizabeth Gibbs and her Sonn Gilbert Goodale for the full terme and time of the Custome of Virginia to Say from the time of their Arrivall Witnes my hand this 8th of february 1668. p. 466

Testes

John Quigley.

John Lord

Jn^o ffoxhall.

At a Court held for the County of Westmerland Aug^t 25th 1669.

Present	{	Coff Nicholas Spencer	{	Cap ^t Jn ^o Lord	} justices
		L ^t Coff Jn ^o Washington		Cap ^t Jn ^o Lee	
		Major W ^m Pearce		M ^r Justinian Gerard	
Cap ^t Thomas Philpott.					

Whereas Coff Nicholas Spencer L^t Coff John Washington and Cap^t Thomas Philpott made inspection into the Ages of Elizabeth Gibbs and Gilbert Goodale both servants unto Cap^t James Neale who did then adjudge the said Gilbert Goodale to be five yeare of age the last of October next and then to Serve nineteene yeares and further did Order the said Elizabeth Gibbs to Serve five yeares who did then acknowledge to have an Indenture as by an Order dated the 25th June 1669 doth appeare The Court doth therefore confirme the judgment of the aforesaid Gent and doe Order Elizabeth Gibbs

Liber M M and Gilbert Goodale to serve their Aimes respectively unto Cap^t James Neale or his assignes.

Vera Copia

Teste me Rob^{to} Nurse Clucō: ibm̄.

These may Certifie all whom it may concerne That I John Quigley of the Citty of S^t Maries did in the Collony of Virginia about Six yeares & some odd months past dispose of One woman Servant by name Elizabeth Goodale unto Cap^t James Neale for the terme of five yeares from her first Arivall in Virginia and I doe further testifie that the said woman had with her a man child about five yeares of age which she said was her Sonn which I did no wayes putt of for any terme of time but to be free and cleere as Soon as his Mother the which I am ready Verifie when thereunto required the which I doe hereby Signifie under my hand this 13th of January 1674.

John Quigley.

Which said papers being read in Open Court and the Court haveing heard what all parties concerned could say in the premisses doe this day to wit the thirteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Order the said Gilbert Goodale be free and discharged from the service of the said James Neale & that the said John Quigley Satisfie and pay unto the said James Neale the full quantity of two thousand pounds of tobacco for want of the service of the said Gilbert according to the terme he was adjudged to serve as aforesaid but so as execution thereof cease untill the tenth day of October next.

Vincent Lowe	}	this cause agreed
ag ^t		
W ^m Burges	}	Contained by Consent untill next Court.
Vincent Lowe		
ag ^t		
Kenelm Cheseldyn		

p. 467	Robert Edmunds	}	Richard Bayly late of Petuxent in Calvert County planter was Summoned to answer unto Robert Edmunds administrator of the Goods and Chattells of George ffoxwell deceased of a plea that he render unto him his reasonable accompt of the time he was receiver of the tobacco of him the said George in his life time which to him he make he justly Ought.
	ag ^t		
	Richard Bayly		

And whereupon the said Robert Edmunds by Robert Carvile his Attorney Saith that whereas the said Richard the eighteenth day of May in the yeare One thousand Six hundred Sixty nine was the receiver of the tobacco of him the Said George in his life time to receive to & for the use of him the Said George the sume of foure

thousand three hundred forty four pounds of tobacco in bills received by the said Richard of the said George in his life time due from Severall persons in Calvert County aforesaid a particular whereof & the names of the persons are hereunto annexed & filed Liber M M
 And also the said Richard the tenth day of April One thousand six hundred seventy One was the receiver of him the said George in his life time to receive to & for the use of the said George the sume of six thousand seven hundred Sixty nine pounds of tobacco in bills received by the said Richard of the said George in his life time due from Severall persons in the said County and in Ann Arundell County a particular whereof and the names of the persons are also hereunto annexed and filed to render his reasonable accompt thereof when thereunto required Yet neverthelesse the said Richard reasonable accompt thereof to the said George in his life time nor to the said Robert after the death of the said George to whom administracō of all and Singular the Goods and chattells of him the said George was committed hath refused & yet doth refuse to the damage of the said Robert & in hindrance of the administracō aforesaid whereupon he saith he is dampnified & hath losse to the Value of fiftene thousand pounds of tobacco And thereupon he bringeth his suite. And the said Robert bringeth here in Court the said Letters of Administracō whereby it may appeare to the Court here that administracō of the Goods and Chattells of the said George was to the said Robert Committed & that he hath the administration.

And the said Richard Bayly by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Court & the same day is given to both parties here.

Now here at this day to wit the thirteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Annoq̃ Dom̃ One thousand six hundred seventy four came the said Richard Bayly by his Attorney aforesaid but the said Robert Edmunds to prosecute his action aforesaid came not therefore it is considered by the Court here that the said Richard Bayly recover against the said Robert Edmunds the summe of _____ pounds of tobacco for his costs and charges in this behalfe expended and the said Robert in mercy &c.

George Charlsworth	} this cause agreed.
ag ^t	
Charles Delaroch	

Marke Cordea	} attached to answer unto Marke Cordea in a plea of	p. 468
ag ^t		
John Balley		

trespas upon the case.

And whereupon the said Marke by Kenelm Cheseldyn his Attorney Saith that whereas the Said John Balley the second day of April

Liber M M in the yeare of Our Lord One thousand six hundred Seventy three bought had and received of the said Marke Cordea thirty barrells of Monados beere at two hundred pounds of tobacco p barrell all sold & delivered as divers dayes and times to wit from the second day of April in the yeare aforesaid untill the ninth day of May in the same yeare in the whole amounting to the sume of six thousand pounds of tobacco in consideracōn whereof the said John did assume upon himselfe and to the said Marke did faithfully promise that he the said John the said summe of Six thousand pounds of tobacco to him the said Marke when thereunto required the same to him the Said Marke would well and truly content & pay Notwithstanding which the said John the said Summe of Six thousand pounds of tobacco to him the said Marke according to his promise hath not paid though often thereunto required but the same to him the said Marke to pay hitherto hath & Still doth altogether deny to the damage of the said Marke eight thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John by George Oldfeild his Attorney cometh & defendeth the force and injury when &c and saith that he did not assume upon himselfe and to the said Marke make such promise as the said Marke hath above against him declared and of this he putts himselfe upon the Country and the said Marke also therefore it is comanded the Sheriff of S^t Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c.

Now here at this day to wit the eleventh day of february in the 43th yeare of the Dominion of Caecilius &c Annoq̃ Doñ 1674 came the said Marke Cordea by his Attorney and the said John Balley by his Attorney and the jurors of that jury came likewise to Wit Roger Baker Thomas Bowdle John Burage John Garnish James Veitch Justinian Gerard John Gittings Cornelius Watkinson W^m Watts Walter Hall Robert Proctor & Robert Large who being impannelled summoned and Sworne to say the truth in the premisses upon their Oathes doe say That they find for the plaintiff Therefore it is considered of by the Court here that the said Marke Cordea recover against the said John Balley the said summe of Six thousand pounds of tobacco damages occasioned by the trespas aforesaid as also the summe of nine hundred fifty Six pounds of tobacco for costs of Suite in this behalfe laid Out & expended.

Garret Vansweringen	} these two causes continued untill the next Court.
ag ^t	
Richard Moy	
John Barnes	
ag ^t	
Richard Moy	

Marke Cordea } John Balley late of St Maries County merchant was Liber M M
 ag^t } attached to answer unto Marke Cordea in a plea of P. 469
 John Balley } trespass upon the case

And whereupon the said Marke by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Balley Stands indebted to the said Marke for Severall summes of tobacco at divers dayes & times to wit from the twentieth day of March in the yeare One thousand six hundred seventy three untill the tenth day of March One thousand six hundred seventy foure disbursed and paid unto severall persons in this Province On the behalfe of the said John at the speciall instance & request of him the said John to wit to the Hon^{ble} Philip Calvert Esq the summe of foure hundred and eighty pounds of tobacco to George Wright eight hundred pounds of tobacco to Richard Ridgell One hundred pounds of tobacco to Elizabeth Bateman foure hundred and fifty pounds of tobacco, to his Taylor One hundred & fifty pounds of tobacco to Robert Carvile eight hundred pounds of tobacco all which said summes in the whole doe amount to the summe of two thousand seven hundred & eighty pounds of tobacco In consideration whereof the said John did assume upon himselfe and to the said Marke did faithfully promise that he the said John the said severall summes as aforesaid disbursed as aforesaid in the whole amounting to the summe of two thousand seven hundred & eighty pounds of tobacco when thereunto required the same to him the said Marke would well & truly content & pay And the said Marke in fact Saith that he the said Marke did disburse and pay unto the Severall persons aforesaid the aforesaid Severall summes of tobacco amounting in the whole to the said summe of two thousand Seven hundred & eighty pounds of tobacco On the behalfe of the Said John and at the Speciall instance & request of him the Said John Notwithstanding which the said John Balley the said Summe of two thousand Seaven hundred & eighty pounds of tobacco according to his promise hath not paid though often thereunto required but the same to pay hitherto hath & Still doth altogether deny to the damage of the Said Marke foure thousand pounds of tobacco And thereupon he bringeth his suite.

And the said John by George Oldfeild his Attorney cometh and defendeth the force and injury when &c and Saith that the said Marke his action aforesaid Ought not to have against him for that he saith that he alwayes was and Still is ready to pay unto the said Marke the said summe of two thousand seven hundred & eighty pounds of tobacco in the said declaration menconed if lawfully demanded and that he the said John did upon the seventh day of October One thousand six hundred seventy foure being the day he was arrested and before which time never any legall demand for the said debt was made tender unto the said Sheriff for the use of the said Marke a note for eight hnds tobacco of the proper goods of him the

Liber M M said John Lyeing at the plantation of James Neale in Charles County with the markes and numbers & weighing neate two thousand nine hundred eighty foure pounds of tobacco in discharge and full satisfaction for the said debt, but he refused to receive the same & he did also the same day deliver unto M^r Cheseldyn the plaintiffs Attorney the same note for the same tobacco So weighing as aforesaid in full Satisfaction for the said debt of two thousand seven hundred eighty pounds of tobacco. All which he is ready to averre and humbly demands judgment if the said Marke his action aforesaid ought to have against him &c.

p. 470 And the said Marke saith that he the said Marke Ought not to be debarred from haveing his Action aforesaid against him the said John for that he Saith that the said John Balley did never make any legall tender of the said two thousand seven hundred and eighty pounds of tobacco before the said arrest nor ever since and of this he prayeth may be enquired of by the Country & the defendant likewise therefore comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c.

Now here at this day to wit the eleventh day of ffebruary in the 43th yeare of the Dominion of Caecilius &c came the said Marke by his Attorney and the said John by his Attorney and the jurors of that jury came likewise to wit Roger Baker Thomas Bowdle John Burage John Garnish James Veitch Justinian Gerard John Gittings Cornelius Watkinson W^m Watts Walter Hall Robert Proctor & Robert Large who being impannelled Sumōned and Sworne to Say the truth in the premisses upon their Oathes doe say They find for the plaintiff Therefore it is considered by the Court here that the said Mark recover against the said John Balley the said sume of two thousand Seven hundred & eighty pounds of tobbaeco for his damages occasioned by the trespas aforesaid as also the summe of nine hundred fifty Six pounds of tobacco for his costs and charges in this behalfe laid Out and expended, and the said John in mercy.

Job Corner	}	}
ag ^t		
Robert Ingoldsby.	}	
Thomas Price		
ag ^t	}	
Thomas Stanbridge		
Timothy Lindall	}	
ag ^t		
Edward Roe	}	
Timothy Lindall & Comp ^a		
ag ^t	}	
Edward Roe		

John Coade & ux	}	these nine causes agreed.	Liber M M
agt			
Justinian Gerard			
Isaac ffoxcroft			
agt			
John Allen			
Richard Ambrose			
agt			
Thomas Helgar &			
Thomas Gibson			
John ffoster			
agt			
John Craycroft	}		
Robert Gates			
agt			
James Nuthall	}		

Marke Cordea } John Balley late of S^t Maries County merchant was p. 471
 agt } attached to answer unto Marke Cordea in a plea of
 John Balley } trespass upon the case.

And whereupon the said Marke by Kenelm Cheseldyn his Attorney Complaineth that whereas the said John Balley the six and twentieth day of March in the yeare One thousand six hundred seventy three in consideration that the said Marke Cordea at the speciall instance and request of him the said John Balley would receive him the said John Balley into the house of him the said Marke as a boarder with him the said Marke for One month next following and So from One month next following another so long as it Should please both parties and find him the said John Balley Sufficient meate drinke washing and lodging and pasture for his horse dureing such time he the said John continued as aforesaid at the house of him the said Marke the said John did assume upon himselfe and to the said Marke did faithfully promise that he the said John for the time he the Said John Should continue at the house of the said Marke as aforesaid would well & truly content and pay to him the said Marke for the Same what he Should deferre And the said Marke in fact saith that he the Said John did board and continue in the house of him the Said Marke from the Said Six and twentieth day of March in the Yeare aforesaid untill the ninetenth day of September in the yeare afore-said in the whole amounting to the space and time of Six months & that he the said Mark dureing the said time did find him the said John Sufficient meate drinke washing & lodging & pasture for his horse & that for the same he doth well deserve three hundred pounds of tobacco P^r month which in the whole for six months doth amount to the summe of eighteen hundred pounds of tobacco notwithstanding which the said John Balley the Said sume of eighteen hundred

Liber M M pounds of tobacco according to his promise though often thereunto required hath not paid to him the said Marke but the same to him to pay hitherto hath & still doth altogether deny to the damage of the Said Marke two thousand six hundred pounds of tobacco and thereupon he bringeth his suite.

And the Said John by George Oldfeild his Attorney doth come and defend the force & injury and saith that he did not assume upon himselfe and to the said Marke make such promise as the Said Marke hath above declared against him and of this he putts himselfe upon the Country and the said Marke also. Therefore Comand is given the sheriff of S^t Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c

Now here at this day to wit the thirteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c came the said Marke Cordea by his Attorney and the said John Balley by his Attorney and the jurors of that jury came likewise to wit Roger Baker Thomas Bowdle John Borage John Garnish James Veitch Justinian Gerard John Gittings Cornelius Watkinson W^m Watts Walter Hall Robert Proctor and James Bowling who being impannelled sumoned and p. 472 sworne to speake the truth in the premisses upon their Oathes doe say They find for the plaintiff One hundred pounds of tobacco p month Therefore it is considered of by the Court here that the said Marke Cordea recover against the Said John Balley the Summe of Six hundred pounds of tobacco for his damages occasioned by the trespass aforesaid as also the summe of nine hundred fifty Six pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

Thomas Gant	}	} these two causes continued untill next Court.
ag ^t		
ffrancis Swinfen		
Thomas Mountfort		
ag ^t	}	
Thomas Bowdle		

Richard Hallett	}	} these three causes being referred to Auditors to audite & state the accompts between the parties & no returne thereof yet made these causes continued untill next Court.
ag ^t		
W ^m Dunkerton	}	
Walter Tucker & Comp ^a		
ag ^t		
the same		
Walter Tucker & Samuel Tucker		
ag ^t	}	
the same.		

Liber M M

William Melton }
 ag^t }
 John Troster } these two causes by consent of the Attornyes
 Benjamin Hunton } of both sides continued untill next Court
 ag^t }
 George Gunnell }

Thomas Wynne } the def^t appeares by Vincent Lowe his Attorney and
 ag^t } imparles untill next Court.
 John Rawlings }

Mathew Warde }
 ag^t } the action abates the def^t being dead.
 Thomas Carleton }

John Slater } the def^t not appeareing Ordered the Sheriff of Som-
 ag^t } erset County be amerced.
 Thomas Dieas }

Robert Carvile } the def^t appeares by Vincent Lowe his Attorney and
 ag^t } imparles untill next Court
 John Rawlings }

Robert Carvile } the def^t appeares by Robert Ridgely his Attorney
 ag^t } and imparles till next Court.
 Arthur Wright }

Samuel Tracey } the def^t not appeareing this Court the Sheriff of
 ag^t } Cecil County is amerced 40^s.
 Thomas Morley }

Charles Calvert Esq^r } Comānd was given to the Sheriff of Talbott p. 473
 ag^t } County that he take John Harden late Mas-
 John Harden & } ter of the Shipp Seaflower of Poole in the
 John Clements } Kingdome of England otherwise called John
 Harden Master of the Shipp Seaflower of
 Poole in the Kingdom of England and John
 Clements late of Talbot County otherwise

called John Clements of Talbott County in the Province of Mary-
 land if they should be found in his Bailiwick & them safe Keepe
 So that he have their bodyes here the ninth day of february in the
 43th yeare of his Lopps Dominion &c to answer unto the Hon^{ble}
 Charles Calvert Esq^r Governour of Maryland & cheife justice of the
 Provincially Court according to the liberties and priviledges &c al-
 lowed in a plea that they render unto him sixty pounds Sterling
 which to him they Owe and unjustly detaine

Liber M M At which said ninth day of february in the yeare aforesaid the same Sheriff maketh returne that the said John Harden and John Clements are not found in his Bailiwick

And whereupon the said Charles by Vincent Lowe his Attorney complaineth and Saith that whereas the said John Harden & John Clements the fifteenth day of March Anno Domini One thousand six hundred Seventy two by their certaine writeing Obligatory Sealed with their Seales here in Court produced whose date is the day and yeare abovewritten did bind themselves and either of their heirs executors and administrators in the whole & for the whole joyntly & Severally to pay unto the said Charles Calvert or to his certaine Attorney his heirs executors adm^r or assigns the summe of Sixty pounds Sterling Yet notwithstanding the aforesaid Summe of Sixty pounds Sterling the said John Harden and the said John Clements have not paid to him the said Charles Calvert according to the tenor of the Said writeing Obligatory but the same to pay doth altogether deny and refuse though often thereunto required, Whereupon the said Charles Calvert Saith he is dampnified & hath losse to the Value of eighty pounds Sterling and thereupon he brings his suite

And the said John Clements in his proper person cometh and defendeth the force and injury when &c and prayeth the heareing of the said writeing Obligatory and it is read unto him & likewise prayeth the heareing of the Condition of the said writeing Obligatory and it is read unto him in these words The Condition of this Obligation is such That whereas the above bounden John Harden hath this day by exchange drawne on Master William Orchard merchant in Poole three bills of exchange of One tenor and date for twenty nine pounds ten shillings and foure pence Sterling payable at twenty dayes Sight unto the Right Hon^{ble} the Lord Baltemore or Order If therefore the said W^m Orchard doe accept & pay the said bills of Exchange according to the tenor of the said bills without fraud or delay that then this Obligation to be Void and of none effect otherwise to remaine and be in full force power & Virtue which being read & heard the said John Clements this day to wit the twelfth day of february in the yeare aforesaid Saith nothing in barr or avoidance of the action aforesaid of him the said Charles Calvert Therefore it is considered by the Court here that the said Charles recover against the said John Clements as well the summe of twenty nine pounds ten shillings foure pence Sterling the debt aforesaid together with the summe of eight pounds seventeen shillings & One penny for Change and rechange of the debt aforesaid as also the summe of for his costs & charges in this behalfe laid Out & expended.

Richard ffountaine } Comānd was given the Sheriff of Charles County
ag^t } that whereas Richard ffountaine hath come be-
Henry Hawkins } fore his Lopp in his Court of Chancery and

found Sufficient surety aswell his Clamor to
prosecute as for One Chesnutt coloured Stone
horse being the proper horse of him the said

Liber M M

Richard which Henry Hawkins tooke and unjustly deteines as it is said to be returned if returne of the said Stone horse be adjudged That the said Stone horse to the said Richard ffountaine replevied to be and delivered he cause & put by security and safe pledges the said Henry Hawkins that he be here the thirteenth day of October in 43th yeare of his Lopps Dominion &c to answer the aforesaid Richard ffountaine of a plea of takeing and unjustly deteineing of his Stone horse aforesaid & how the said writ shall be executed to the justices of this Court he make Knowne under the paine incumbent & also y^t then & there he make returne of the same writt.

Att which said thirteenth day of October in the yeare aforesaid the said Sheriff maketh returne upon the backside of the same writ The within mençoned Stone horse I could not find so could not make replevin of him But I haue taken the body of the within mentioned Henry Hawkins whom I have ready the day and place within contained.

Benj^a Rozer Sheriff.

At which said thirteenth day of October in the yeare aforesaid came the said Henry Hawkins by Benjamin Rozer his Attorney and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court and the same day is given to both parties. which said next Provinciaall Court was by his Lopps writt of Adjournm^t adjourned untill the ninth day of December then next comeing At which said ninth day of December came the said Richard ffountaine by his Attorney and the said Henry Hawkins by his Attorney likewise came & by & with the consent of the said Attornyes this cause was continued untill the next Provinciaall Court.

At which said next Provinciaall Court to wit the ninth day of february in the 43th yeare of his Lopps Dominion &c came the said Richard ffountaine by Robert Ridgely by his Attorney complaineth that the aforesaid Henry the tenth day of January in the two & fortith yeare of the Dominion of Caecilius &c Annoq³ Dom³ One thousand six hundred seventy three at Charles County aforesaid One Chestnutt coloured stone horse of the price of foure thousand pounds of tobacco of the goods and Chattells of him the said Richard the said Henry tooke and unjustly deteined and as yet doth deteine against Suertyes & pledges whereupon the said Richard Saith he is dampnified and is the worse to the Value of Six thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Henry Hawkins by Benjamin Rozer his Attorney cometh and defendeth the wrong and injury when &c and saith that he did not take nor doth injustly deteine One Chestnutt Stone horse of the goods and Chattells of the Said Richard ffountaine against Suertyes & pledges as in his declaration is alleadged & this he prayes may be enquired into by the Country.

Liber M M Now here at this day to wit the thirteenth day of the same month
 of february in the yeare aforesaid came the said Richard fountaine
 p. 475 by his Attorney aforesaid and Offered himselfe against the said Henry
 Hawkins in the action aforesaid but the said Henry came not but
 made default therefore it is considered by the Court here that judg-
 ment by default be awarded against him and that the said Henry
 satisfie and pay unto the said Richard the summe of two thousand
 One hundred twenty nine pounds of tobacco for his costs & charges
 in this behalfe laid Out & expended and that a writ of enquiry of
 damages for the trespas aforesaid issue returnable the next Provin-
 ciall Court.

Thomas Gerard ag ^t John Gerard & Rose Gerard execut ^{rs} of Thomas Gerard.	}	Rose Gerard and John Gerard Executors of the last will and Testament of Thomas Gerard Esq ^s deceased were Summoned to answer unto Thomas Gerard Gent of a plea that they hold to him the Covenants betweene the said Thomas Gerard Esq ^s & Thomas Gerard the Younger Gent according to the forme force & effect of certaine Indentures thereupon be- tweene them made. &c.
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And whereupon the said Thomas Gerard the Younger by Robert
 Carville his Attorney Saith that whereas by a certaine Indenture made
 the ninth day of January in the fortith yeare of the Dominion of
 Caecilius &c Annoq^{ue} Domⁱⁿⁱ One thousand six hundred Seventy One
 Betweene the said Thomas Gerard Esq^s in his life time of the One
 part & the said Thomas Gerard the Younger Gent of the other part
 which other part signed with the seale of the aforesaid Thomas Gerard
 Esq^s the said Thomas Gerard the Younger produces here in Court
 whose date is the day & yeare abovesaid It is wittnessed That he
 the said Thomas Gerard Esq^s for & in consideration of the natural
 love & affection which he had & did beare to his son the said Thomas
 Gerard junior As also for the considerations therein after expressed
 did grant bargain sell alien enfeoffe & confirme unto the said
 Thomas Gerard the Younger All that the Mannour of Westwood in
 the County of S^t Maries in the Province of Maryland with the
 appurteñces in the said Indenture particularly mentioned And also
 all that parcell or Tract of Land comonly called or Knowne by the
 name of the Meadowes scituate lyeing & being in the said County of
 S^t Maries Containeing by estimation foure hundred acres be the
 same more or lesse Granted unto him the said Thomas Gerard Esq^s
 by the R^t Hon^{ble} the Lord Proprietary of the said Province accord-
 ing to the Condiçōn of Plantations as might appeare by a certaine
 Grant or patent thereof passed to him the said Thomas Gerard Esq^s
 beareing date the Seventh day of September in the yeare of Our
 Lord One thousand six hundred sixty three to be holden of the

Mannour of Calverton in the said province & all priviledges & advantages thereunto belonging or in anywise appurteineing To haue & to hold the said Mannour of Westwood & the said foure hundred acres of land called the Meadows with their & every of their appurtenñcs to the aforesaid Thomas Gerard the Younger his heirs & assignes forever And the said Thomas Gerard the Younger did by those presents for himselfe his heirs execut^{rs} & adm^{rs} Covenant promise & Grant to & with the said Thomas Gerard Esq^r his heirs execut^{rs} & adm^{rs} for & in consideration of the p^rmisses before by those p^rsents granted he or his heirs execut^{rs} or adm^{rs} should & would pay yearly & every yeare upon or before the tenth day of October the full & just quantity of Six thousand pounds of good tobacco & caske unto Marmaduke Snow Gent or his assignes for & dureing the full terme of his the said Snowes Naturall life And if it should happen that he the said Snow depart this life before Seven yeares from the date of those presents were fully compleate and ended then the said Thomas Gerard the Younger did by those p^rsents for himselfe his heirs execut^{rs} & adm^{rs} Covenant promise & Grant to & with the aforesaid Thomas Gerard thelder his heirs execut^{rs} adm^{rs} & assignes to continue the payment of the said quantity of Six thousand pounds of tobacco unto him the said Thomas Gerard thelder for & dureing the full terme of seven yeares aforesaid if he the said Thomas Gerard the elder should so long live And the said Thomas Gerard thelder did by the same p^rsents for himselfe his heirs executors & administrators Covenant promise and Grant to & with the Said Thomas Gerard the younger his heirs & assignes to warrant the aforesd Mannour of Westwood with all rights members & appurtenñcs thereunto belonging and also the said Land called the Meadows & every part thereof to be free & cleere & freely & cleerely acquitted exonerated & discharged from all & all manner of joyntures Dowes titles of Dowes morgages former Grants claimes or incumbrances whatsoever of any manner of person or persons whatsoever (except One Lease granted unto John Piper for One hundred Acres Out of the Mannour of Westwood to him the aforesaid Thomas Gerard the Younger his heirs and assignes for ever As by the same Indenture may more fully & at large appeare By Virtue of which Said Indenture the Said Thomas Gerard the Younger into the said Mannour Lands and premisses did enter and become seized & possessed thereof. And although the said Thomas Gerard the Younger hath fullfilled performed & Kept all & singular the things in the Indenture aforesaid above specified which on the part & behalfe of him the said Thomas Gerard the younger were to be fullfilled performed & Kept according to the forme & effect of the said Indenture The said Thomas Gerard junior in fact Saith that he being in the Seizin & possession of the premisses One Robert Doyne & Joshua Doyne did by Virtue of Some Grant from his Lo^{pp} the Lord

Liber M M

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Liber M M Proprietary of the said Province in the life time of the said Thomas Gerard thelder to wit about the Sixteenth day of November in the yeare of Our Lord One thousand six hundred seventy two into the said foure hundred acres of Land called the Meadows enter & him the said Thomas Gerard the Younger did expell amove & hold Out after the death of the said Thomas Gerard thelder. And the said Joshua before the R^t Hon^{ble} Charles Calvert Esq & his Associates justices of his Lopps the Lord Proprietaryes Court of Chancery here that is to say at the Citty of S^t Maries upon the ninth day of March in the yeare of Our Lord One thousand six hundred seventy three Sued Out a writ of Scire facias against the said Thomas Gerard the younger to shew cause wherefore the Patent for the foure hundred acres of land called the Meadows should not be revoaked & adnulled and the same into his Lopps hands be seized and gott judgment thereupon for the Vacateing the said patent. And although the said Thomas Gerard the Younger did in friendly manner request the said Thomas Gerard in his life time and the said Rose & John Gerard since his death & pending the said writ of Scire facias to warrant unto the said Thomas Gerard the Younger the said foure hundred acres of land called the Meadows and to hold to him their Covenant aforesaid Yet the said Thomas Gerard in his life time did refuse & the said Rose and John since his death have refused & still doe refuse to warrant the same and the Covenant aforesaid have not held but have broken the same in that that the aforesaid Thomas Gerard thelder his heirs execut^{rs} and adm^{rs} would warrant the aforesaid Mannour of Westwood and the aforesaid foure hundred acres of Land called the Meadows & every part thereof to be free & cleere & freely & cleerely acquitted exonerated & discharged from all & all manner of joyntures Dowes Titles of dowes mortgages former grants claimes or incumbrances whatsoever of any manner of person or persons whatsoever (except before excepted) to him the said Thomas Gerard the Younger his heirs & assignes for ever And the said Rose & John the Covenant aforesaid to him the said Thomas Gerard the Younger doe still deny to hold whereupon he saith he is dampnified & hath losse to the value of Sixty thousand pounds of tobacco And thereupon he brings his suite.

And the said Rose and John Gerard by Vincent Lowe their Attorny cometh &c and say they Ought not nor are bound by the Law
 p. 477 to hold Covenant with the said Thomas as above against them is supposed for that the said Rose and John have paid and are engaged by bills to pay Out of the estate of Thomas Gerard Esq deceased more then the personall estate of him the said Thomas deceased doe amount unto & have or will come to their hands as executors of him the said Thomas deceased and of this they putt themselves upon the Country.

And the Said Thomas Saith that he Ought not to be debarred

from haveing his action aforesaid against them the said Rose Gerard and John Gerard for that he Saith that they the Said Rose and John have not fully administred and paid Out of the estate of the Said Thomas Gerard deceased nor are indebted by debts of a high nature beyond what assetts are come to the hands of them the said John & Rose and of this he putts himselfe upon the Country and the defendants likewise. Therefore Comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c by whom &c who neither &c because aswell &c to recognize &c. Liber M M

Now here at this day to wit the fiftenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c came the said Thomas Gerard by his Attorney & the said Rose & John Gerard by their Attorney and the jurors of that jury came likewise to wit John Balley John Luellin Richard Ackworth Morgan Jones Henry Rider John Hunt Thomas Doxey John Doxey Joseph Edloe Richard Ball Thomas Courtney and Stephen Murty who being impannelled summoned & Sworne to Speake the truth of & in the premisses Upon their Oathes doe Say They find for the plaintiff five and thirty thousand pounds of tobacco Therefore is is considered of by the Court here that the said Thomas Gerard recover of the estate of the Said Thomas Gerard Esq^r deceased the said summe of five and thirty thousand pounds of tobacco for his damages occasioned by the trespass aforesaid as also the summe of two thousand & eight pounds of tobacco for his costs & charges in this suite expended.

Edward Conery	}	John Gerard and Rose Gerard Late of S ^t
John Gerard and		Maries County executors of the last will &
Rose Gerard execut ^{rs}		Testament of Thomas Gerard lately called
of Thomas Gerard	}	Thomas Gerard of S ^t Clements Mannour Esq ^r
		were Sumōned to answer unto Edward Conery
		of a plea that they hold unto him the said
		Edward Conery the Covenant made betweene
		the said Thomas Gerard of the One part and
		the said Edward Conery of the other part ac-
		cording to the force forme and effect of cer-
		taine Indentures thereupon betweene them
		made.

And whereupon the said Edward by Robert Carvile his Attorney saith that whereas by a certaine Indenture made at S^t Clements Mannour in S^t Maries County aforesaid upon the Sixth day of October in the yeare of Our Lord One thousand Six hundred Sixty Six betweene the aforesaid Thomas Gerard Esq^r in his life time of the One part & the aforesaid Edward Conery of the other part, which other part signed with the seale of the aforesaid Thomas Gerard the said Edward produceth here in Court whose date is the day and yeare abovesaid It is witnessed that the said Thomas Gerard Esq^r

Liber M M for a valuable consideration had bargained and sold and by those presents did bargain & sell unto the said Edward Conery One parcell of Land bounded as followeth Begining at a redd Oake with nine notches standing neere the mouth of S^t Patricks Creeke from thence to a white Oake Standing at the head of a branch of S^t Patricks Creeke which was M^r Shancks bound tree So runing by Robert Coopers and Gerard Breedings land and M^r ffoxhalls Land unto the redd Oake where first begun conteineing by estimation two hundred
p. 478 and twenty acres be the same more or lesse Scituate lyeing and being in the Province of Maryland with free ingresse egresse & regress for hoggs and Cattle and likewise free liberty of hunting hawkeing fishing and fowling as also to fell trees and carry away timber for the use of the said Conery To have and to hold the said two hundred & twenty acres of land with all priviledges profits & Comodities unto him the Said Edward Conery his heirs and assignes forever Yeilding and paying yearly and every yeare unto him the said Thomas Gerard his heirs or assignes One barrell of Sound Indian Corne or tenn shillings Sterling or One hundred pounds of good tobacco and two Capons or a turkey henn forty dayes before or after Christmas at the Mannour house of S^t Clements aforesaid and there to appeare upon sumōns to doe homage & Service at all Courts Leets or Courts Barons that might or should be held upon the Said Mannour according to the usuall custome of England or the Law of this Province And the said Thomas Gerard did by the same Indenture bind himselfe his heirs executors & adm^{rs} & assignes to warrant defend and mainteine the said bargain and Sale of the abovesaid Land unto the said Edward Conery his heirs executors adm^{rs} & assignes from all just claimes or titles to be made by any person or persons whatsoever as by the same Indenture more fully appeareth By virtue of which Indenture the aforesaid Edward Conery into the said bargained premisses did enter and became thereof seized in his demesne of ffee and the said Edward being so thereof Seized and possessed and although he hath well & truly fullfilled performed and Kept all & Singular the things in the Indenture aforesaid above specified On his part to be performed fullfilled & Kept according to the forme & effect of the said Indenture Yet the said Edward in fact saith that one Nehemiah Blackiston and Elizabeth his wife into the said bargained lands and premisses in the possession & Seizin of the said Edward Conery did enter and him from his possession thereof did expell move & hold Out and him the said Edward from theme yet doth hold Out and so the said Edward saith that the said Thomas Gerard Esq^r in his life time & the said John & Rose Gerard since his death though often required have not held but have broken the Covenant aforesaid of that that the aforesaid Thomas Gerard his heirs execut^{rs} adm^{rs} or assignes would warrant defend & mainteine the said bargain and Sale of the said lands & premisses unto the said Edward

Conery his heirs execut^{rs} adm^{rs} and assignes from all just claimes **Liber M M**
and titles to be made by any pson or persons whatsoever according
to the forme & effect of the said Indenture and the Said John and
Rose Gerard have hitherto denyed to hold the same and as yet doth
deny whereupon the said Edward Saith he is dampnified and hath
losse to the value of forty thousand pounds of tobacco and thereupon
he bringeth his suite.

And the said John and Rose Gerard by Vincent Lowe their
Attorney cometh &c and saith they Ought not nor are bound by the
Law to hold covenant with the said Edward as against them above
is Supposed for that the said John and Rose haue paid and are
engaged by bills to pay Out of the estate of Thomas Gerard Esq
deceased as executors of the said Thomas deceased more then the
personall estate of him the said Thomas deceased doe amount unto
have or will come to their hands as Executors to him the said
Thomas decease and of this they put themselves upon the Country.

And the said Edward Saith that he Ought not to be debarred from **p. 479**
haveing his action aforesaid against them the said Rose Gerard &
John Gerard for that he saith that they the said Rose & John have
not fully administred and paid Out of the estate of the said Thomas
Gerard deceased nor are indebted by debts of an high nature beyond
what assets are come to their hands and of this he also putts him-
selfe upon the Country Therefore Comand is given to the Sheriff
of S^t Maries County that he cause to come here twelve &c.

Now here at this day to wit the fifteenth day of february in the
43th yeare of the Dominion of Caecilius &c came the said Edward
by his Attorney aforesaid but the said Rose Gerard & John Gerard
came not Therefore it is considered by the Court here that judgment
by default passe against them and a writt of inquiry of damages is
granted the said Edward Conery returnable at the next Provinciaall
Court.

Benj ^a Bennitt	}	this cause continued by consent of the Attornyes of both sides untill next Provinciaall Court.
ag ^t		
Richard Ball		

Edward Roe	}	}
ag ^t		
Jeremiah Eaton &		
John Barke.		
James Nuthall		
ag ^t		
Richard Bayly		
Marmaduke Semme		
ag ^t		
John Shapley		

Liber M M	Garret Vansweringen	}	these Seven causes continued untill next Provinciall Court
	ag ^t		
	Henry Smith		
	George Charlsworth		
	ag ^t		
	Charles Delaroch		
	W ^m West		
	ag ^t		
	Nehemiah Blackiston		
	Jn ^o Blackiston		
	ag ^t		
	George ffinion		
	Marmaduke Semme		
	ag ^t		
	W ^m King		
	Richard Moy		
	ag ^t		
	George Powell		
	Richard Royston		
	ag ^t		
	Richard Bayly		
	Samuel Hatton		
	ag ^t		
	ffrancis Holland.		

p. 480	Morgan Jones	}	the def ^t appears by Vincent Lowe his Attorney and imparles untill next Court
	ag ^t		
	John Rawlings		

	Philip Calvert Esq	}	these five causes continued untill next Court
	ag ^t		
	Peter Eure & Thomas		
	Courtney.		
	John Hudson		
	ag ^t		
	Thomas Taylor.		
	Thomas Chapman		
	ag ^t		
	John Baker		
	John Throster		
	ag ^t		
	W ^m Melton		
	Charles James		
	ag ^t		
	Thomas Dale & ux		

Comānd was Given the Sheriff of S^t Maries County that he attach any the Goods and Chattells of Mathias Decosta to the value of fourteen hundred sixty eight pounds of tobacco and the same in his Custody to Keepe untill the said Mathias should by himselfe or his Attorney appeare here the ninth day of ffebruary in the 43th yeare of his Loppes Dominion &c to answer unto Richard Keene of a plea that he render unto him the sume of eleven hundred & One pounds of tobacco which to him he oweth & unjustly deteineth

At which said ninth day of ffebruary in the yeare aforesaid the said Sheriff maketh returne of the writt aforesaid in these words vizt the within named Mathias Decosta is attached by tobacco in Cap^t Quigley's hands.

Henry Parker	}	} the respective Defendants by Kenelm Cheseldyn their Attorney appeare & imple untill next Court.
ag ^t		
Henry Turner	}	
Henry Parker		
ag ^t	}	
Henry Bradley		
Jn ^o Quigley	}	
ag ^t		
Garrett Vansweringen	}	
Richard Ambrose		
ag ^t	}	
John Allen		
Walter Hall	}	
ag ^t		
John Noble	}	
Even Carew		
ag ^t	}	
Marke Cordea		

Thomas Warner	}	the Sheriff of S ^t Maries County haveing returned a Cepi, this cause continued untill next Court. p. 48r
ag ^t		
W ^m Dirkin & W ^m Crane		

Comānd was Given the Sheriff of S^t Maries County that he attach any the Goods and Chattells of Mathias Decosta if &c to the value of ten thousand pounds of tobacco & them in his custody Keepe untill the said Mathias should by himselfe or Attorney appeare here the ninth day of ffebruary in the 43th yeare &c to answer unto Garret Vansweringen of a plea that he render unto him the sume of eight thousand pounds of tobacco which to him he oweth & unjustly deteineth

Att which said ninth day of ffebruary in the yeare aforesaid the same Sheriff maketh returne that the Said Mathias attached is by

Liber M M three thousand pounds of tobacco. Whereupon is Ordered by the Court here that execution for the said sume of three thousand pounds of tobacco be granted the said Garret Vansweringen according to Act of Assembly in that case made and provided.

Evan Carew	}	the def ^{ts} by Kenelm Cheseldyn their Attorney appear & imparle untill next Court.
ag ^t		
Marke Cordea		
Jn ^o Eason & ux		
ag ^t		
Richard Gorsuch	}	

George Beckwith	}	the def ^{ts} by Kenelm Cheseldyn their Attorney appears & imparle untill next Court
ag ^t		
Thomas Mountfort		
Jn ^o Ingram adm ^r		
George Harris		
ag ^t		
Mathew Stone	}	

John Browne	}	the Sheriff of Ann Arundell County returne[s] Cepi.
ag ^t		
W ^m Russell		
Tobias Wells execut ^r	}	the def ^t by John Rousby his Attorney appears & imparle untill next Court
Mary Pine		
ag ^t		
John Larkin		
Evan Carew	}	the def ^t by Thomas Bland his Attorney appears & imparles untill next Court.
ag ^t		
Robert Proctor		
Thomas Hussey	}	the defend ^t by Rob ^t Ridgely his Attorney appears & imparles untill next Court
ag ^t		
Benj ^a Rozer		
Roger Baker adm ^r	}	the def ^t by Kenelm Cheseldyn his Attorney appears & imparle untill next Court.
John Jubbar		
ag ^t		
Thomas Gant		

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Roger Baker	}	the Sheriff of Calvert County haveing returned Cepi in the causes & the def ^{ts} not appeareing Ordered that the Sheriff be amerced unlesse they appeare next Court
ag ^t		
John Pott		
the same		
ag ^t		
Henry Cox		
the same		
ag ^t		
John Atkey	}	

Liber M M

John Offley ag ^t	}	the def ^{ts} by John Rousby their Attorney ap- peare and imparle untill next Court
John Gittings adm ^r		
John Wingfeild		
Charles James ag ^t		
Thomas Williams		

Samuel Millington ag ^t	}	the def ^t by Robert Carvile his Attorney appears & imparles untill next Court.
George Beckwith		

Robert Lashley ag ^t	}	the def ^{ts} by Kenelm Cheseldyn their At- torney appeare & imparle untill next Court.
John Bigger		
Stephen Sealous & Tho:		
Purnell ag ^t		
Robert Blinckhorne		

Stephen Tully ag ^t	}	the def ^t Darby appeares by Mathew Warde his Attorney & imparles untill next Court.
John Darby & W ^m		
Hemsley		

John Emett ag ^t	}	this cause in ejectm ^t Continued untill next Court
Thomas Walker		

George Beckwith ag ^t	}	the Sheriff of S ^t Maries County maketh re- turne Cepi Luellin & Lomax Non est inventus the def ^t Luellin appeares by Kenelm Ches- eldyn & imples untill next Court.
Jn ^o Luellin & Thomas		
Lomax		

Bryan Daley ag ^t	}	the def ^t by Robert Carvile his Attorney ap- peares & imparles untill next Court
George Charlsworth		
the same		
ag ^t		
the same		

George Marshall adm ^r	}	the def ^t by Kenelm Cheseldyn his Attorney appeares & imparles untill next Court.
Joseph Brough ag ^t		
Garret Vansweringen		

Liber M M Thomas Baile
 ag^t
 p. 483 Charles Delaroch } the def^{ts} by Robert Ridgely their Attorney appeare
 Thomas Spinke } & imparle untill next Court.
 ag^t
 Jeane Paine }
 Garret Vansweringen } the Sheriff of S^t Maries County amerced un-
 ag^t } less the def^t appeare next Court.
 George Marshall }

David Driver }
 ag^t }
 John Bearecroft }
 Jn^o England & Thomas }
 Jones } the def^{ts} by Robert Carvile their Attorney
 ag^t } appeares & imparles untill next Court.
 Lydia Solley adm^{rx} }
 Benj^a Solly }
 Thomas Jones }
 ag^t }
 John Jordaine }

Marke Cordea } the Sheriff of S^t Maries County amerced unlesse
 ag^t } the def^t appeare next Court.
 Thomas Baile }
 Christopher Cooke }
 ag^t }
 W^m Tailer } the def^{ts} appeare by Benj^a Rozer his Attorney
 Ann Palin execut^{rx} } & imparles untill next Court
 Jn^o Palin }
 ag^t }
 W^m Tailer }

Thomas Bennit }
 ag^t }
 Richard Weller }
 George Tite } the def^{ts} by Vincent Lowe their Attorney appeare
 ag^t } & imparle untill next Court.
 George Oldfeild }
 John Denis }
 ag^t }
 George Oldfeild }

W^m Dare } the def^t by George Oldfeild his Attorney appeares &
 ag^t } imparles untill next Court.
 James Nuthall }

Liber M M

George ffinion	}	the def ^{ts} by Kenelm Cheseldyn their At- torny appeares & imparles untill next Court.
ag ^t		
John Blackiston		
Thomas Doxey		
ag ^t		
George Marshall adm ^r	}	
Joseph Brough		

John Cassock	}	the Sheriff of Charles County maketh returne Cepi p. 484 Lemaire Newton non est inventus the same Sheriff amerced unless the lef ^t Lemaire appeare next Court.
ag ^t		
John Lemaire & John Newton		

ffrancis Partis	}	these three causes agreed.
ag ^t		
Nehemiah Blackiston		
Charles Delaroch		
ag ^t		
John Browne		
John Coade & ux		
ag ^t		
Gerard Sly		

Garret Vansweringen	}	the def ^t by Robert Carvile his Attorney ap- peares & imparles untill next Court.
ag ^t		
John Quigley		
the Same		
ag ^t		
the Same		
the Same		
ag ^t		
the Same		
the Same		
ag ^t		
the same		
Hugh Roy		
ag ^t		
the Same		
Stephen Tully		
ag ^t		
the Same		

Thomas Oakely	}	upon appeale from S ^t Maries County Court Continued untill next Provinciaall Court.
ag ^t		
Lydia Solley adm ^{rx}		
Benj ^a Solley		

Liber M M Timothy Lowe }
 ag^t } Upon appeale from Dorchester County Court Con-
 Thomas Ball } tinued untill next Court.

Thomas Hedge }
 ag^t } the def^t by Kenelm Cheseldyn his Attorney
 Garrett Vansweringen } appeares & imparles untill next Court

p. 485 This Indenture made this Tenth day of July in the 43th Yeare of the Dominion of Caecilius Absolute Lord & Proprietary of the Province of Maryland Avalon Lord Baron of Baltemore Anno 1674 Between Cap^t William Boarman of S^t Maryes County in y^e Province of Maryland Gent^l of the one pte And Samuella Brockett of the said place Planter of the other pte Wittnesseth that the said W^m Boarman for & in Considera^on of a certaine Summe of Tobacco to him the said Boarman before the ensealing & delivery of these p^rsents by the said Samuella Brockett well & truly paid y^e Receipt whereof the said W^m Boarman doth hereby Acknowledge & himselfe therewith fully satisfied & Contented & of every parte & parcell thereof doth cleerly Acquit Exonerate & discharge the said Samuella Brockett his heyres Ex^{rs} & Adm^{rs} & every of them by these p^rsents Hath Given Granted Aliened Bargained Sold Assigned Transferred Enfeoffed & Confirmed And by these p^rsents doth Giue Grant Alien Bargaine Sell Assigne Transferre Enfeoffe & Confirme vnto the said Samuel Brockett his heyres & Assignes for euer All that pcell or tract of land lying scituate & being in S^t Maryes County nexte adjoyning to the land of y^e said Boarman purchased of Humphrey Howell on the South East and by the firste branch of the Creek with a line drawne into the Swamp on the North East by some markt trees or some tymes a run of fresh water on North West & by the Swamp & Hills on the South West being by Estima^on & not exceeding Fifty acres Together with all houses Edifices Buildings Orchards Gardens Hawkings Huntings ffishings fflowlings and all and singular other Appten^{nces} or priuiledges to the said Land belonging or in any manner of way Apptaining To haue & to hold the said land & p^rmises with their & every of their Rights members & appten^{nces} or priuiledges before by these p^rsents Bargained & sold or hereby intended to be Bargained & Sold together with all the priuiledges before menco^{ined} to him the said Samuella Brockett his heyres & Assignes for ever And y^e said W^m Boarman for himselfe his heyres Ex^{rs} & Adm^{rs} doth Covenant pmise & Graunt to & with the said Samuella Brockett his heyres & Assignes That he the said William Boarman his heyres Ex^{rs} & Adm^{rs} the said land & all other the before Bargained p^rmisses & every pte & pcell thereof with their & every of their Appten^{nces} to him the said Samuella

Brockett his heyres & Assignes to the use aboue mençoined against him the said W^m Boarman his heyres Ex^{ra} & Adm^{ra} shall & will warrant & foreuer hereafter defend by these p^rsents the Rents & services which hereafter shall grow due for the same & payable to the Lord or Lords of the ffee or ffees for & in respect of his or their Seignery or Seigneorices allwayes Excepted & foreprized In Wittnes whereof the pties aboue named to those p^rsent Indentures haue interchangably sett their hands & Seales the day & yeare aboue written.

Signed Sealed & detd in
p^rsence of Rich: Moy W^m Boarman
Joⁿ Thopson ffebruary 15th 1674
his marke The abovesaid Deed was by the said
W^m Boreman acknowledged in Open
Court to the use abovementioned.

Jn^o Blomfeild Cl.

On the backside of a Pattent for One hundred acres of land Granted vnto Marke Phepo of the County of S^t Maryes Plant^r and bearing date of the Tenth day of Octob^r in the: 37th Yeare of the Dominion of Caecilius &c^a was written as followeth. p. 486

Wee whose names are here vnderwritten doe hereby for us o^r heyres or Assignes Assigne over all o^r Right title and Intrest of & to the within specified p^rmises to Jeremiah Harrington his heyres or Assignes for euer Wittnes o^r hands this 11th day of Decemb^r Anno Dm 1668

Marcke Pheypo
Anna Pheypo
her marke.

Test Joseph Brough Tho: Seamans

The within mençoined Pattent with the land & p^rmisses therein mencōned was in open Court on the 14th day of Decemb^r 1668 Acknowledged by the within named Marke Pheypo & Ann his wife to be the right of the abouenamed Jeremiah Harrington & his heyres for euer

Daniel Jenifer





Wee whose names are hereunder written doe hereby for us o^r heyres or Assignes Assigne over all o^r right title and Intrest of & to the within specified p^rmises to Thomas Doxey his heyres or Assignes for euer this: 8th day of July 1669

Test
Joseph Brough Bryan Daly

Jeremiah Harrington
his **JH** marke
Ann Harrington
her **N** marke

Wee whose name are here under written doe hereby for vs o^r heyres or Assignes Assigne ouer both o^r rights titles & Intrest of &

Liber M M to the within specified p^rmises vnto Bryan Daly his heyres or Assignes foreuer this 4th day of January 1669.

Testibus the marke of Tho:  Doxcey
 Walter Thynus the marke of Ann  Doxcey
 the marke of W^m  Thomas
 Marcke Pheypo
 the marke of Joⁿ  Harrington

I Bryan Daly of the County of S^t Maryes in the Province of Maryland my heyres Ex^{rs} Adm^{rs} doe Assigne & make over my right & title of this within menconed Pattent unto Hugh Maning his heyres Ex^{rs} Adm^{rs} or Assignes In Wittnes whereof I haue hereunto sett my hand this 27th of July 1674

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Testes
 John Hall Tho: Keytinge
 Constantine Kieffe

Bryan Daly.

This Indenture made the Twentieth day of January in the: 43th Yeare of the Dominion of Caecilius &c^a & in Yeare of o^r Lord God 1674 Betweene Bryan Daly of the County of S^t Maryes in the Province of Maryland of the one parte Plant^r And Hugh Maning of the said County & Province of the other pte Plant^r for the Consideracōn of Tenn thousand pounds of good sound M^cchantable Tobacco & Caske vnto the said Bryan Daly paid in hand for which he doth Acknowledge himselfe to be fully Contented satisfied & paid of & of euery pte & pcell thereof Witnesseth that the said Bryan Daly for diverse other good causes & Consideracōns him thereunto moving Hath clearely Bargained & Sould & by these & p^rsents Clearly Bargaineth and sellet to the said Hugh Maning One hundred acres of land more or lesse co^monly called by the name of Cornelius his Swamp lying scituating & being in the County of S^t Maryes aforesaid in S^t Michaels Hundred begining att a marked white Oake vpon a branch of S^t Jeromes Creeke & runing from the said Oake West & by North for One hundred pches to a marked Oake standing on the South side of the Towne path bounded on the West by a line drawne South & by East for One hundred & sixty pches to another red Oake standing by the Towne path bounded on the South by a line drawne East & by South for One hundred pches bounded on the East by a line drawne from the end of the East & by South line to the firste bounded white Oak containing & laid out as aforesaid And as Appareth by the Pattent for the same bearing date the Tenth day of Octob^r in the Yeare 1668 with all manner of profitts gaines & advantages arising vpon the same which he or any pson or psons to his use hath haue or had To haue & to hold the said land to the said Hugh Maning his heyres & Assignes for ever And also the said Bryan Daly hath Bargained & sould vnto the said Hugh Maning the

Pattent of the said land with the tenoure thereof for the Considera- Liber M M
 cōn afore mencōned which land the said Bryan Daly warranteth to
 the said Hugh Maning And that he hath lawfull power & Authority
 to Bargaine & Sell the p^rmises from him the said Bryan Daly & his
 heyres for eu^r To him the said Hugh Maning & his heyres for ever p. 488
 with warranty or Warrantyes whatsoever Together with all & singu-
 lar the houses buildings Structures or Edifices whatsoever thereunto
 belonging or appertaining As alsoe together with all the Orchards
 Gardens pastures ffeedings Comōns Comōns of pastures Ranges for
 hoggs Woods vnderwoods Waters Water-Courses ffishings fflowings
 wayes Easements Proffitts Comōdityes & hereditam^{ty} wthsoever vnto
 the said land belonging or in any manner of way Appertaining, or
 otherwise as by Councell of the said Hugh Maning his heyres or
 Assignes shall be advised All former Bargaines & Sales Joynctures
 Dowers Leases & of all other Incumbrances & Charges whatsoever
 they be Except the Rent to the Right Hon^{ble} the Lord Proprietary
 mencōned in the aforesaid Pattent And the said Bryan Daly from
 him & his heyres foreuer hath sould the said land to the said Hugh
 Maning & his heyres for euer In Wittnes whereof the said Bryan
 Daly hath sett his hand & Seale the day & Yeare aboue written.

Signed Sealed together wth

Bryan Daly

possession of liuery & seizin

by turfe & twigg in the

p^resence of us

Constantine Kieffe Tho: Innes Geo: Marshall

ffebuary the 13th 1674

The aforegoeing Deed of Bryan Daley was in Open Court ac-
 knowledged to be his act and Deed to the Uses therein mentioned.

Jn^o Blomfeild Cl Cur Provin.

This Indenture made the: 10th day of ffebruary in the: 43th Yeare
 of the Dominion of Caecilius &c^a Anno^q Dm 1674 Betweene John
 Creycroft of the County of Calvert in the Province of Maryland
 Joyner of the one pte And John ffoster of the City of London in the
 Kingdome of England M^rchant on the other pte Witnesseth that the
 said John Crecroft for & in Consideracōn of Eight Thousand Pounds
 of Tobacco to him in hand paid by him the said John ffoster before
 the Ensealing & deliury of these p^rsents whereof & wherewith he p. 489
 Acknowledges himselfe fully satisfied & paid And thereof & of every
 pte & pcell thereof doth Cleerly Acquitt & discharge the said John
 ffoster his heyres Ex^{rs} Adm^{rs} & every of them by these p^rsents Haue
 Giuen & Graunted Bargained Sold & Confirmed And by these
 p^rsents doth fully Cleerly & absolutely Giue Graunt Bargaine Sell &
 Confirme vnto him the said John ffoster his heyres & Assigns foreuer
 All that Messuage or Tenem^t of land scituate lying & being in Calvert

Liber M M County called & knowne by the name of Hackthorne Heath lying & being in the County aforesaid on the West side of Potuxont Riuer & begining att a bounded Oake of a pcell of land formerly laid out for Roger Brooke gentl. called Brooke Point & runing East North East for One hundred & sixty pches to a bounded red Oake by a small branch Issuing out of the maine branch of a Creeke called Brooke Creeke & from thence runing North Three hundred & sixty pches to a bounded red Oak neer an Indian Feild And from thence runing West North West for Ninety pches & from the end of the said West North West line runing South South West halfe a point Westerly to the land of Roger Brooke aforesaid & with the said land to the firste bounded tree Containing & then laid out for foure hundred acres of land more or lesse & now in the tenure & Occupa-
cō of the said John Creycroft or his Assigns Together with all & singuler the hereditam^{ts} & Apptenñces whatsoever to the said Messuage or Tenem^t of land now or att any tyme heretofore belonging or Appertaining or therewth now or therefore taken as pte pcell or member thereof or any pte thereof And all & singuler Deeds Evidences writings Escripts & Minum^{ts} touching & concerning the before Bargained p^rmises & every pte & pcell thereof To haue & to hould the said Messuage or Tenem^t of land & all & singuler other the p^rmisses with their & every of their Appurtenñces before by these p^rsents Bargained & Sold or meant mençoined or intended to be hereby Granted Bargained & sold & euery pte & pcell thereof unto the said John ffoster his heyres & Assigns To the only use & behoofe of him the said John ffoster his heyres & Assigns for euer And the said John Creycroft for himselfe his heyres Ex^{rs} & Ad^{rs} & for euery of them doe Covenant premise & Graunt to & with the said John
p. 490 ffoster his heyres Ex^{rs} Adm^{rs} & Assigns by these p^rsents That the said Messuage or tract of land & all other the p^rmisses aboue by these p^rsents mençoined to be Graunted & sould & every pte & pcell thereof on the day of the date hereof And from tyme to tyme & all tymes hereafter for euer shall be remaine & continue to the said John ffoster his heyres & Assigns To the only proper use & behoofe of him the said John ffoster his heyres and Assigns for euer free & Cleer & freely & cleerly Acquitted Exonerated & discharged or otherwise by the said John Creycroft his heyres or Assigns sufficiently saved & kept harmlesse of and from all & all manner of pson or psons whatsoever Clayming from by or under him them or any of them from all other Charges Titles troubles & Incumbrances whatsoever had made Comitted suffered or done by the said John Creycroft his heyres or Assigns That he the said John ffoster his heyres & Assigns shall & may from henceforth for euer peaceably & quietly haue hold use occupy possesse and enjoy the said Messuage or tract of land & other the p^rmises aboue by these p^rsents mencōined to be Bargained & Sould & euery pte & pcell thereof and the rents Issues &

profitts thereof shall & may receuie & take without the lest interrup- Liber M M
 cōn or Contradicōn of the said John Creycroft his heyres or As-
 signes or of any other pson or psons Clayming by from or under
 him them or any of them or by his or their meanes right title privity
 consent or pcurem^t The Rents & seruices hereafter to grow due &
 payable to the Chiefe Lord or Lords of the p^rmisses or his or their
 Seigniory or Seigniories for the same only Excepted & foreprized
 And farther the said John Creycroft doth Covenant promise & Grant
 for himselfe his heyres Ex^{rs} Adm^{rs} to & wth the said John ffoster his
 heyres & Assignes & to & with euery of them by these p^rsents That
 he the said John Creycroft & his heyres & all & euery other pson or
 psons hauing & Clayming or which shall or may haue Clayme or
 p^rtend to haue any manner of Estate right title or Intrest into or out
 of the before Bargained p^rmisses or any pte or pcell thereof by from
 or under the said John Creycroft shall & will from tyme to tyme &
 att all tymes hereafter during the tyme & Space of seaven Yeares
 next ensuing the date of these p^rsents vpon every reasonable re- p. 491
 quest & att the Cost & Charges in the Law of the said John ffoster
 his heyres or Assignes doe make Acknowledge Execute & suffer or
 cause to be made done Acknowledged Executed & suffered All such
 other lawfull Act or Acts Conveyance or Conveyances of the p^rmisses
 be itt by ffine feofm^t Inrolm^t of the p^rmisses or any other lawfull
 manner of wayes whatsoever for y^e better & sure making of the
 p^rmisses to the said John ffoster his heyres & Assignes for euer As
 by the said John ffoster his heyres or Assignes or their Councell
 learned in the Law shall be reasonably devised or required In Testi-
 mony whereof the said John Creycroft hath hereunto sett his hand
 & Seale the day & yeare firste aboue written.

Sealed & deli^d in the p^rsence of

John Craycroft

Peter Eure James Nicholls

ffbruary y^e 10th 1674

The foregoing Deed of John Craycroft was in open Court Ac-
 knowledged to be his Act & Deed to the uses therein mencōned

This Indenture made the 23th day of ffbruary in the 43th Yeare
 of the Dominion of Caecilius Absolut Lord and Proprietary of the
 Provinces of Maryland & Avalon Lord Baron of Baltemore &c^a
 Annoq Dm 1674 Betweene Andrew Woodbery of Salem in New
 England Marriner of the one pte And Marmaduke Seemes of S^t
 Maryes County in the Province of Maryland Inholder on the other
 pte Witnesseth that the said Andrew Woodbery for & in Considera-
 cōn of fife Thousand pounds of good sound M^rchantable Tobacco
 in Caske to him in hand paid before the Ensealing & deli^uery of these
 p^rsents by the said Marmaduke Seemes whereof the said Andrew
 Woodbery doth Acknowledge the Receipt & thereof & of euery pte
 and pcell thereof doth cleerly Acquitt & discharge the said Marma-

Liber M M duke Seemes his heyres & Assignes & euery of them for euer by these p'sents Haue Giuen Granted Bargained Sold Enfeoffed & Confirmed And by these p'sents doe fully cleerly & Absolutely Giue Graunt Bargaine Sell Alien Enfeoffe & Confirme unto the said Marmaduke Seemes his heyres & Assignes for euer All that tract of
p. 492 land comonly called & knowne by the name of Midle Plantacōn scituate lying & being in Chesepeake Bay & on the Eastern side of the said Bay in the County of Cecil & on the bank of a Riuer in the said Bay called Sassafrax Riuer begining att a marked Poplar being one of three Poplars comonly called & knowne by the name of the three Poplars & runing along downe a branch of the head of the Pond Creek North West for breadth One hundred & fifty pches vnto a marked Gumm standing in the said branch bounding on the said Gumm by a line drawne South West for length three hundred & Twenty pches bounding on the South West by a line drawne South East One hundred & fifty pches bounding on the South East by a line drawne North East & unto the firste bounded tree containing & then laid out for three hundred acres more or lesse & now in the tenure & Occupacōn of the said Andrew Woodbery his heyres or Assignes Together with all & singuler the hereditam^{ts} & Apptenñces whatsoever to the said tract of land now or att any tyme heretofore belonging or apptaining or therewith now or heretofore occupied or Enjoyed or accepted reputed or taken as pte pcell or member thereof or any pte thereof And all & singuler Deeds Evidences Pattents writings Escripts & minum^{ts} touching & concerning the before Bargained p'misses & every pte & pcell thereof To haue and to hold the said tract of land & all & singuler other the p'misses with their and euery of their Apptenñces before by these p'sents Bargained & Sold or meant mencōned or intended to be hereby Granted Bargained & Sould & euery pte & pcell thereof vnto the said Marmaduke Seemes his heyres & Assignes To the only use & behoofe of him the said Marmaduke Seemes his heyres and assignes for euer And the said Andrew Woodbery for himselfe his heyres Ex^{ts} & Adm^{rs} for euery of them doth Covenant promise & Grant to & with the said Marmaduke Seemes his heyres Ex^{ts} Adm^{rs} & Assignes by these p'sents That the said tract of land & all other the p'misses
p. 493 about by these p'sents mencōned to be Granted to be sold And every pte & pcell thereof on the day of the date hereof and from tyme to tyme & att all tymes hereafter for euer shall be remaine & continue to the said Marmaduke Seemes his heyres & Assignes To the one proper use & behoofe of him the said Marmaduke Seemes his heyres & Assignes for euer free & Cleer freely & Cleerly acquitted Exonerated & discharged or otherwise by the said Andrew Woodbery his heyres or Assignes sufficiently saved & kept harmlesse of & from all manner of Bargaines Sales Joynctures and of & from all other Charges titles troubles & Incumbrances w^{ts}oeuer had made

Comitted & done by the said Andrew Woodbery his heyres or Assignes And that he the said Marmaduke Seemes his heyres & Assignes shall & may from henceforth for euer peaceably & quietly haue hold use occupy possesse & Enjoy the tract of land & other the p'misses aboue by these p'sents mencōned to be Bargained & sold & euery pte & pcell thereof And the Rents Issues and proffitts thereof shall & may Receiue & take without the lett interrupcōn or contradiccōn of the said Andrew Woodbery his heyres or Assignes or of any other pson or psons Clayming by or under him them or any of them or by his or their meanes right title priuily consent or procurem^t The Rents & seruices hereafter to growe due & payable to the Chiefe Lord or Lords of the p'misses to his or their Seigniory or Seigniories for the same only Excepted & forprized And further the said Andrew Woodbery doth Covenant promise & Graunt for his heyres Ex^{rs} & Ad^{rs} to & with the said Marmaduke Seemes his heyres & Assignes & to & with euery of them by these p'sents That he the said Andrew Woodbery & his heyres & all & euery other pson or psons hauing or Clayming or which shall or may haue Clayme or p'tended to haue any manner of Estate right title or Intrest into or out of the before Bargained p'misses or any pte or pcell thereof by from or under the said Andrew Woodbery shall & will from tyme to tyme & att all tymes hereafter during the tyme & space of seauen Yeares nexte ensuing the date of these p'sent upon euery reasonable request & att the Cost & Charges in the Lawe of the said Marmaduke Seemes his heyres or Assignes doe make Acknowledge Execute & suffer or cause to be made done Acknowledged Executed and Suffered all such other Lawfull Act or Acts Conveyance or Conveyances of the p'misses be itt by ffine ffEOFm^t Inrolm^t of the p'misses or any other lawfull manner of wayes whatsoever for the better & sure making of the p'misses to the said Marmaduke Seemes his heyres & Assignes for euer as by the said Marmaduke Seemes his heyres or Assignes or his or their Councell learned in the Law shall be reasonably Devised or required In Testimony whereof he the said Andrew Woodbery hath hereunto putt his hand & Seale the day & yeare aboue written.

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Signed sealed & deli^d in
the p'sence of Joⁿ Blomfield
Ro: Ellis.

Signed & Sealed by me
Peter Eure by the Ord^r
& Appointm^t of Andrew
Woodbery



ffbruary 23th 1674

The within written Deed was by the within named Peter Eure Attorney of the within named Andrew Woodbery Acknowledged to be his Act & Deed to the intents & purposes within named

before us

Witt Calvert

Tho: Truman

Liber M M Maryland ss

Bee itt knowne unto all men by these p'sents That I Andrew Woodbery of Salem in New England Marrin^r haue made Ordained Constituted Authorized & Appointed & by these p'sents doe make Ordaine Constitute Authorize & Appoint & in my stead & place by tthese p'sents putt Peter Eure of S^t Maryes County my true sufficient & lawfull Attorney for me & to my use to giue peaceable & quiett possession & seisin of & in all that Messuage or Tenem^t & all & singuler the lands & p'rmisses thereunto belonging with the rights members & Appurtennces scituate lying & being in Cecil County in the Province of Maryland co'monly called & knowne by the name of Midle Plantacōn containing by Estimacōn three hundred acres And further to make Signe Seale & deliver such Conveyance or Conveyances of the said land lately Bargained & Sould by me the said Andrew Woodbery unto Marmaduke Seemes of S^t Maryes County Inhold^r as to my said Attorney shall seem lawfull to be done in & about the p'rmisses And the same possession soe giuen & Conveyances of the said land drawne & Acknowledged in open Court by my said
p-495 Attorney the said Land & p'rmisses the said Marmaduke Seemes to detaine & keep To the only use & behoofe of him the said Marmaduke Seemes his heyres & Assignes according to the tenour & true meaning of the same Conveyances whereby the said p'rmisses are Conveyed unto him the said Marmaduke Seemes Ratifying & Allowing & Confirming all & whatsoeuer my said Attorney shall lawfully doe or cause to be done in or about the p'rmisses by these p'sents In Wittnes whereof I haue hereunto sett my hand & Seale this: 15th day of ffebruary Annoq Dm 1674
Signed Sealed & del'd in the p'sence of Andrew Woodbery #
Joⁿ Blomfield Geo Oldfield
23th ffebruary 1674

The aboue mencōned Letter of Attorney was proued before me
Witt Calvert

Maryland ss

Whereas by an Order of the Provinciaall Court held att the City of S^t Maryes the: 8th day of Decemb^r 1674 in a Cause there depending betweene John Coode & Susanna his Wife p^{ts} & Gerard Sly Def^t touching the making Partition of the Plantacōn called Bushwood which the said John & Susanna in right of her the said Susanna and the said Gerard Sly together & vndevided doe hold by the Deuise of the last Will & Testam^t of Robert Sly Deceased late Husband of the said Susanna By which Will one Moiety of the said Plantacōn was Devised to her the said Susanna for & during the Terme of her naturall life And the other moiety to the said Gerard Sly & his heyres for euer And after the Decease of her the said Susanna, the whole Plantacōn with the Appurtenñces to Descend to him the

said Gerard Sly & his heyres for euer Itt was Ordered that Particōn Liber M M
should be made betweene the said John Coode & Susanna his Wife &
the said Gerard Sly of the said Plantacōn & tract of land & p^rmisses
aforesaid And that a Writt of Partition should Issue out of the
said Court directed to the sheriffe of S^t Maryes County That by the
Oathes of 12 good & lawfull men of his Bailywick he should in the
p^rsence of both partyes if they would be there p^rsent due respect
being had to the value of the land the said Plantacōn & tract of land
(Except the dwelling house of the said Plantacōn) in two equall
partes caused to be parted & divided, and one parte thereof to the
aforesaid John Coode & Susanna his Wife in right of the said
Susanna And the other parte to him the said Gerard Sly To hold
to them in severalty he cause to be Assigned & delivered Soe that
the said John & Susanna nor the said Gerard haue more of the
p^rmisses then vnto them Appertaines to haue In pursuance Of
which Ord^r a Writt of Partition did accordingly Issue directed to p. 496
the Sheriffe aforesaid But before the same was Executed the said
parties came to a mutuall Agreement about the Division of the said
Plantacōn in manner and forme following (that is to say) That
the said John Coode and Susanna his wife & their Assignes shall
from hence forth haue hold & peaceably Enjoy in severalty to them
& their Assignes for & during the Terme of the naturall life of her
the said Susanna for & in lieu of their Moiety or halfe parte of
the Plantacōn tract of land & p^rmisses aforesaid the ancient dwell-
ing house with the houses & Appurtenāces thereunto belonging stand-
ing att the East end of the Orchard of the said Plantacōn, the Stable
standing att the back of the Garden Payles only Excepted And that
the said John Coode & Susanna his Wife in right of her the said
Susanna shall haue all that peece or tract of land belonging to the
Plantacōn of Bushwood that lyes vpon the right hand of the path
coming from the landing to the Orchard fence on the Westward of
the said Orchard And all that parte of land belonging to the p^rmisses
aforesaid that is on the right hand of the Swamp nexte adjoyning
to the said Orchard on the South & from the head of the said Swamp
within the said Orchard to the West Cowpen-gate, thence the direct
road or path now used going round the land along to Bramly race-
house & then due East into the Woods soe farre as the said Planta-
cōn reacheth And further itt is Agreed That the said John Coode &
Susanna his Wife in right of her the said Susanna during her
naturall life as aforesaid shall haue all that parte of the Orchard
belonging to the said Plantacōn with the Appurtenāces that lies on
the Eastward of a line drawne from the Orchard fence on the North
close by the East side of the store directly to the West end of the
old Carpent^{rs} house & then directly through the Swamp to the fence
on the South side of the said Orchard with free Ingressee egresse
& regresse through the said Orchard to the said landing or Riuer

Liber M M side And the said Gerard Sly his heyres & Assignes shall & may for euer hereafter hold & Enjoy all the rest & residue of the said Plantacōn & tract of land called Bushwood aforesaid, that is to say All that parte of the Orchard aforesaid from the line drawne from the said storehouse as aforesaid to the old Carpent^r house & soe to the fence on the south side of the Swamp adjoyning to the Orchard aforesaid, to the fence on the West of the said Orchard with the
p. 497 houses thereupon built And also all that pte Of the said Plantacōn lying on the North & North West side of the said land & path leading from the West Cowpen-gate to Bramly Race aforesaid, & so to the path leading from the said Orchard fence on the West to the landing on the Riuer side aforesaid with all the houses thereupon standing And the said Parties being willing that this their Agreement be Confirmed by Ord^r of this Court And that an Indenture of Partition be drawne accordingly Itt is therefore this p^rsent day by & with the Consent of the said Partyes p^{ns} & Def^t & their Attorneys in this Cause Ordered That the said Agreem^t made between the said Parties be hereby Ratified & Confirmed And that an Indenture of Partition be made and Executed between the said Partyes according to the meetes & bounds aforesaid, & the true intent & meaning of the said Parties in the Agreement aforesaid To hold in severalty for & during the terme of the naturall life of the said Susanna as aforesaid And noe advantage hereafter is to be taken by either Party of any Error in the proceedings in the cause aforesaid Provided allwayes & itt is the true intent & meaning of all the Partyes to these p^rsents That the said John Coode & Susanna his Wife shall for & during the Terme aforesaid haue hold & Enjoy the old garden plott payled in by the West Cowpen gate, And shall & may haue full & free liberty of fishing or fowling in or vpon any part of the said Plantacōn or Creek thereunto belonging And in case the said John Coode & Susanna his wife shall not haue soe many apple trees in the Orchard in their parte devided That then the said Gerard Sly shall deliuer to the said John Coode & Susanna his wife vpon reasonable request soe many plantable Apple trees as will make vpp the equall number now growing upon the parte divided for the said Gerard Sly Any thing contained hereing notwithstanding In Testimony whereof the Parties aboue named haue hereunto putt their hands & Seales dated the Thirteenth day of January in the: 43th Yeare of the Dominion of the Right Hon^{ble} Caecilius &c ouer this Province & in the Yeare of o^r Lord 1674

Signed Sealed & defd in p^rsence of

Tho: Notley Ro: Carville

Tho: Lomax John Peerce

ffbruary 23th 1674.

John Coode #

Susanna Coode #

Gerard Slye #

The aforegoeing Deed was by Consent of the Attornyes of both Sides by Ord^r of Court to be recorded.

Jn^o Blomfeild Ct Cur.

M^r Carville and M^r Ridgely

Liber M M
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These few lines may Certifie you both that Godfrey and I are agreed concerning Our Land and the buisnesse is fully ended & determined Therefore Wee desire and joyntly consent that you cause all further proceedings in Court to cease & the Suite to fall likewise Wee desire you to send Us up an accompt of the costs of Suite Severally for Wee each of Us pay Our Own charges no more at present but the tender of Our humble Service to you both from both

Your humble Servants

Thomas Crocker (seale)

Geo: Godfrey (sealed)

John Quigley	}	Robert Proctor late of Ann Arrundell County
ag ^t		otherwise called Robert Proctor of the County of
Robert Proctor	}	Ann Arundell Inholder was Sumoned to answer
		unto John Quigley in a plea that he render unto him the summe of nineteene thousand nine hundred and twelve pounds of tobacco which to him he Oweth and unjustly deteineth.

And whereupon the said John Quigley by Kenelm Cheseldyn his Attorney Saith that whereas the said Robert the twenty eighth day of August in the 43th yeare of the Dominion of Caecilius Annoq^{ue} Domⁱⁿⁱ One thousand six hundred Seventy foure by his certaine writeing obligatory Sealed with the Seale of the Said Robert here in Court produced whose date is the same day and yeare abovewritten did acknowledge himselfe holden and firmly bounden unto John Quigley of the County of S^t Maries merchant in the full & just Summe of nineteen thousand nine hundred and twelve pounds of good and Sound merchantable tobacco in caske to be paid unto the said John Quigley or to his certaine Attorney his heirs executors adm^{rs} at some convenient place or places in the County of Ann Arundell aforesaid upon all demands after the date thereof To the which payment well and truly to be made he did bind himselfe his heirs executors and administrators firmly by those p^rsents notwithstanding which the Said Robert Proctor the said summe of nineteen thousand nine hundred and twelve pounds of tobacco to him the said John according to the tenor of his said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and Still doth altogether deny to the damage of the said John Quigley the sume of thirty thousand pounds of tobacco and thereupon he bringeth his suite.

And the said Robert Proctor in his proper person cometh & defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also heareing of the Condition of the said writeing Obligatory and it is read unto him in these words The Condition of this Obligation is Such that if

Liber M M the abovebound Robert Proctor his heirs executors or administrat^{rs} shall well and truly pay or cause to be paid unto the aforesaid John Quigley or unto his heirs execut^{rs} or adm^{rs} the full and just Summe of nine thousand nine hundred fifty Six pounds of good and Sound merchantable tobacco and caske to be paid at some convenient place or places in the County of Ann Arrundell upon all demands after the date hereof That then this present Obligation to be void and of none effect or otherwise Stand and remaine in full power force and virtue. which being read and heard. &c

p. 499 Now here at this day to wit the twelfth day of ffebruary in the 43th year of his Lopps Dominion &c Annoq Dom One thousand Six hundred Seventy foure Came the said Robert Proctor in his proper person and Saith nothing in barre or avoidance of the action aforesaid of him the Said John Quigley whereupon the said John remaineth against the said Robert thereof undefended Therefore it is considered by the Court here that the said John Quigley recover against the Said Robert Proctor aswell the said sume of nine thousand nine hundred fifty Six pounds of tobacco the debt aforesaid as also the Summe of five hundred & Sixteene pounds of tobacco for his costs and charges in this behalfe laid Out and expended But So as execution thereof cease untill the tenth day of October next.

Anthony Male	}	William Worgan late of Dorchester County otherwise called William Worgan of Dorchester County in the Province of Maryland Inholder was Summoned to answer Anthony Male of Talbot County in the aforesaid Province Planter in a plea that he render unto him foure thousand three hundred pounds of tobacco which to him he oweth and unjustly deteineth
ag ^t		
William Worgan		

And whereupon the said Anthony by Vincent Lowe his Attorney complaineth and Saith that whereas the said William On the five and twentieth day of October Anno Dom One thousand Six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of the Said William here in Court produced whose date is the day and yeare abovewritten did bind himselfe his heirs executors adm^{rs} or assignes to pay or cause to be well and truly paid unto the said Anthony Male his heirs executors administrators or assignes the full and just Summe of foure thousand three hundred pounds of tobacco in casque upon demand in some convenient place in Talbott County Yet notwithstanding the aforesaid sume of foure thousand three hundred pounds of tobacco the said William to him the said Anthony hath not paid according to the tenor of his said bill but the same to pay doth altogether deny and refuse whereupon the said Anthony Saith he is dampnified and hath losse to the value of five thousand pounds of tobacco And thereupon he bringeth his Suite.

And the said William by Kenelm Cheseldyn his Attorney Cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court the same day is given to both parties. Liber M M

Now here at this day to wit the fiftenth day of ffebruary in the 43th year of the Dominion of Caecilius &c came the said Anthony by his Attorney aforesaid and Offered himselfe against the said William in the plea aforesaid But the said William came not but made default Therefore it is Considered by the Court here that the said Anthony recover against the said William aswell the said Summe of foure thousand three hundred pounds of tobacco as also the summe of five hundred fifty Six pounds of tobacco costs of Suite.

Christopher Batson	} John Stephens of Great Choptanck in the County of Dorchester was attached to answer Christopher Batson in a plea of trespass upon the case.	p. 500
ag ^t		
John Stephens		

Whereupon the Said Christopher by Vincent his Attorney complaineth that whereas he the said Christopher being imported into this Province and Sold to the aforesaid John Stephens as a Servant for the Space of foure yeares as doth and may appeare by the Indenture which he the said Christopher brought in with him and haveing well and faithfully Served him the said John according to the time Specified and exprest in the aforesaid Indenture he the Said Christopher was Sett free at a Provinciaall Court held April the eighth in the yeare One thousand Six hundred Seventy three as doth appeare upon Record Yet notwithstanding the said John Stephens well Knowing that he the Said Christopher had well and truly Served his time deteines him the said Christopher eight months Over & above the time he the said Christopher was to Serve according to the aforesaid Indenture and likewise he the said John denyes him the said Christopher his freedom Corne and Cloathes Vizt three barrells of Corne One Suite of Cloathes One Shirt One paire of hose One paire of Shoes two hoes One Axe though often thereunto required whereupon the Said Christopher Saith he is dampnified and hath losse to the value of foure thousand pounds of tobacco And thereupon he brings his suite.

And the Said John Stephens by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and the said John Stephens Saith that he the Said John the said Christopher Batson of Abell London Marriner as a Comon Servant bought to Serve him the Said John according to the Custome of the Country and the Said Christopher the third day of December 1672 petitioned the County Court of Dorchester County for his freedome the said Court did adjudge the Said Christopher to Serve five yeares And the Said John further Saith that the Said Christopher

Liber M M the tenth day of April One thousand Six hundred Seventy three petitioning the Provinciaall Court in the absence of the Said John was by the Said Court Sett free But the Said John Saith that by the Said Indenture the Said Christopher Ought not to be free for that he Saith the Same is not the Act and Deed of the Said Abell London and this he prayes may be enquired off by the Country and the Said Christopher likewise Therefore Comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c who neither &c by whom &c to recognize &c because aswell &c.

Now here at this day to wit the thirteenth day of february in the 43th yeare of the Dominion of Caecilius &c Annoq; Dom̃ 1674 Came the said Christopher by his Attorney and the Said John by his Attorney and the jurors of that jury came likewise to wit Roger Baker Thomas Bowdle John Burage John Garnish James Veitch Justinian Gerard John Gittings Cornelius Watkinson W^m Watts Walter Hall Robert Proctor and James Bowling who being impannelled Sumōned and sworne to say the truth in the premisses upon their Oathes doe say Wee find for the plaintiff Therefore it is considered by the Court here that the said Christopher recover against the Said John Stephens the summe of foure hundred and
p. 501 fifty pounds of tobacco for his Corne, and his Cloathes hoes and axe in Kind as also the summe of nine hundred & twenty pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said John Stephens in mercy.

Robert Wells	}	Hance Hanson late of Kent County otherwise called
ag ^t		Hance Hanson of Kent County in Maryland was
Hance Hanson		Sumōned to answer unto Robert Wells in a plea that he render unto him the Summe of Eight hundred pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the Said Robert by Kenelm Cheseldyn his Attorney Saith that whereas the said Hance Hanson the Sixteenth day of September in the yeare One thousand Six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of the said Hance here in Court produced whose date is the Same day and yeare abovewritten did Oblige himselfe to pay or cause to be paid unto Robert Wells of the place aforesaid the full and just Summe of Eight hundred pounds of tobacco in caske On the tenth day of October next ensueing the date thereof to be paid upon the Plantation of John Wells notwithstanding which the said Hance the said Summe of Eight hundred pounds of tobacco to him the said Robert though often thereunto required the said summe of Eight hundred pounds of tobacco according to the tenor of his Said writeing Obligatory hath not paid though often there unto required but the Same to pay hitherto hath and Still doth deny to the damage of the said

Robert Sixteen hundred pounds of tobacco and thereupon he bring- Liber M M
eth his suite.

And the Said Hance by Mathew Warde his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court the Same day is given to both parties.

Now here at this day to wit the fifteenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c came the said Hance and Offered himselfe against the said Robert in the plea aforesaid but the said Robert Came not to prosecute his action aforesaid Therefore it is considered by the Court here That the Said Hance recover against the Said Robert Wells the summe of Seven hundred and eighty pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Robert in mercy for his false claime.

<p>Tobias Wells ag^t John Wright & ux:</p>	}	<p>Whereas at a Provinciaall Court held at S^t Maries the fifth day of June One thousand Six hundred Sixty eight Tobias Wells recovered against John Wright and Mary his wife ad- ministratrix of Bartholomew Glevin the summe of Six hundred and Sixty pounds of tobacco for his costs and charges expended in a certaine Suite then depend- ing betweene the said John Wright & Mary his wife administratrix of the Goods and chattells of Bartholomew Glevin deceased plain- tiffs & the said Tobias Wells def^t for which said summe execution is not yet issued Therefore Comānd was given to the Sheriff of p. 502 Kent County that he make Knowne to the said John and Mary that they be and appeare here the eighth day of December now last past which said Provincial Court to be holden On the said eighth day of December was by his Lopps writt of adjournment adjourned untill the ninth day of the same December Att which said ninth day December the Same Sheriff maketh returne of his writt aforesaid endorsed I have suñoned the within named as I am by this writt required And the said John and Mary by Kenelm Cheseldyn their Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the Same day is given to both parties.</p>
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Now here at this day to witt the fifteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Annoq Dom One thousand Six hundred Seventy foure Came the Said Tobias by Robert Carvile his Attorney but the said John and Mary came not but made default Therefore it is considered of by the Court here that execution issue against the said John and Mary aswell for the said summe of Six hundred and Sixty pounds of tobacco as also the summe of five hundred twenty three pounds of tobacco for his costs and charges in this behalfe now expended and laid Out.

Liber M M Thomas Warner
ag^t
Cornelius Corne

And the said Cornelius by Robert Carville his Attorney cometh and defendeth the force and injury when &c and Saith that the said Thomas his action aforesaid against him Ought not to have because he Saith y^t the said Thomas Wardner upon the said foure & twentieth day of August aforesaid did Covenant and agree that he the said Thomas and his wife would betweene the day of the date of the said writing obligatory and the last day of October then next Signe Seale & deliver unto the said Cornelius good and lawfull conveyances for a parcell of Land lyeing and being in S^t Maries County called by the name of Warners desire and lyeing upon the east side of Wiccocomocco Maine ffresh as being laid Out for fifty acres more or lesse in consideration whereof the Said Cornelius did upon the Said foure and twentieth day of August aforesaid Seale and deliver the writing Obligatory aforesaid to the said Thomas And the Said Cornelius further Saith that he did upon the tenth day of October and at Severall dayes and times Since and before the issuing Out the said Originall writ did tender & was and is still ready to pay unto him the Said Thomas the Said Summe of two thousand foure hundred pounds of tobacco So as the said Thomas would make unto him a good assurance of the Said Land which he hath not hitherto done

nor can doe and this he is ready to averre and thereupon he demands judgment if the said Thomas his action aforesaid against him Ought to have. &c. Liber M M

And the Said Thomas Saith that the plea of him the Said Cornelius by him in forme aforesaid pleaded that that plea & the matter therein conteined are not sufficient in Law to hinder the said Thomas from haveing his action aforesaid against the said Cornelius and that that plea in manner & forme aforesaid pleaded the said Thomas needeth not nor by the Law of the Land is bound to answer and this he is ready to averre wherefore for want of a Sufficient plea the Said Thomas demands judgment and according to the forme of the Statute for Demurrers Sheweth these causes following first that the plea of the Said Cornelius hath relation to the sale of a certaine parcell of Land of which no mention is made in the said writeing Obligatory.

Sec^d " The Said writeing Obligatory is Only for two thousand foure hundred pounds of tobacco debt due from the Said Cornelius to him the said Thomas without any consideration and for the payment thereof hath bound himselfe his heirs executors adm^{rs} & assignes and there is no condition in the said writing Obligatory whereby the said Cornelius the plea aforesaid can mainteine Thirdly in the Said plea it is Said that the Said Thomas upon the said foure and twentieth day of August in the yeare aforesaid did covenant & agree to deliver unto the said Cornelius good and lawfull conveyances from the Said Thomas and his wife for the said parcell of land by which it manifestly appeares that the Said Cornelius is releivable by his action of Covenant or Other action by him to be commenced against the said Thomas and not by pleading that plea in barre as aforesaid.

Which being read and heard and by his Lopps justices here to witt at the Citty of S^t Maries the fiftenth day of ffebruary in the 43th yeare of his Lopps Dominion &c fully understood It is considered of by the Court here that the said Thomas Warner recover against the said Cornelius the said summe of two thousand foure hundred pounds of tobacco the debt aforesaid as also the summe of five hundred & eighty pounds of tobacco for his costs and charges in this behalfe laid Out and expended. and the said Cornelius in mercy.

Garret Vansweringen ag ^t William Baker	}	William Baker late of S ^t Maries County otherwise called W ^m Baker of the County of S ^t Maries in the Province of Maryland was Summoned to answer unto Garrett Vansweringen in a plea that he render unto him the summe of two thousand Seven hundred and ninty pounds of tobacco which to him he oweth and unjustly deteineth
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Liber M M

p. 504

And whereupon the Said Garret Vansweringen by Kenelm Cheseldyn his Attorney Saith that whereas the said William Baker the two and twentieth day of June in the yeare One thousand Six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of the said William here in Court produced whose date is the Same day and yeare abovewritten did acknowledge himselfe holden and firmly bounden unto Gerard Vansweringen of the County of S^t Maries in the Province aforesaid in the full quantity of two thousand Seven hundred and ninty pounds of good Sound merchantable tobacco in caske for a Valuable consideration already received to be paid unto the said Gerarett or to his certaine Attorney his heirs executors adm^r or assignes convenient in the County aforesaid On demand to the which payment well and truly to be made he did bind himselfe his heirs executors adm^r firmly by those p^rsents. Notwithstanding which the said William Baker the said Summe of two thousand Seven hundred and ninty pounds of tobacco according to the tenor of his Said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Garrett Vansweringen the summe of three thousand pounds of tobacco And thereupon he bringeth his suite.

And the Said William Baker by Robert Ridgely his Attorney cometh & defendeth the force and injury when &c and prayeth liberty to imparle here untill the next Provinciaall Court and the same day is given to both parties here.

Now here at this day to wit the fifteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c Annoq; Dom̃ 1674 Came the Said Garret Vansweringen and offered himselfe against the said William Baker in the plea aforesaid but the said William came not but made default Therefore it is considered of by the Court here that the Said Garret recover against the said William Baker the said summe of two thousand Seven hundred and ninty pounds of tobacco the debt aforesaid as also the summe of five hundred & ten pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said W^m in mercy

Gerard Slye
ag^t

Richard Boughton

} Richard Boughton late of Ann Arundell County
} otherwise called Richard Boughton of Charles
} County in the Province of Maryland Gent was
Sumōned to answer unto Gerard Slye merchant
in a plea that he render unto him nineteene hundred twenty eight pounds of tobacco which to him he oweth & unjustly deteineth.

And whereupon the said Gerard by Robert Carville his Attorney Saith that whereas the Said Richard upon the first day of August in the yeare of Our Lord One thousand Six hundred Seventy three

by his certaine bill or writeing Obligatory Sealed with the Seale of him the said Richard and here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himselfe to owe and Stand indebted to the said Gerard Slye in the just summe of nineteene hundred twenty eight pounds of good sound bright merchantable tobacco & caske to be paid to the said Gerard in Some convenient place about Portobacco at or before the tenth day of October next ensuing the date of the said bill Yet Notwithstanding the said Richard the said summe of nineteene hundred twenty eight pounds of tobacco to him the said Gerard according to the said bill though often thereunto requested hath not satisfied or paid but the same to pay hath hitherto denyed and refused and Still doth deny to pay the same to the damage of the Said Gerard two thousand two hundred pounds of tobacco And thereupon he bringeth his suite. Liber M M
p. 505

Now here at this day to wit the thirteenth day of february in the 43th yeare of his Lopps Dominion &c Annoq̃ Doñ One thousand Six hundred Seventy foure came the said Richard by Robert Ridgely his Attorney and Saith nothing in barre or avoidance of the action aforesaid of him the said Gerard whereupon the said Gerard remaineth against the said Richard thereof wholly undefended Therefore it is considered by the Court here that the said Gerard recover against the said Richard aswell the said summe of nineteene hundred twenty eight pounds of tobacco the debt aforesaid as also the sume of five hundred thirty Six pounds of tobacco for his costs and charges in this behalfe expended & laid Out and the said Richard in mercy So as execution be Stayed untill the tenth of November next.

Lydia Solley Adm ^{rx} Benj ^a Solly ag ^t Richard Boughton	}	Richard Boughton late of Ann Arrundell County otherwise called Richard Boughton of Charles County in Maryland was Sumoned to answer unto Lydia Solly administratrix of the goods and Chattells of Benjamin Solley deceased of a plea that he render unto her One thousand & fifty pounds of tobacco which from her he unjustly deteineth.
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And whereupon the said Lydia by Robert Carvile her Attorney Saith that whereas the said Richard upon the fourth day of April in the yeare of Our Lord One thousand Six hundred Seventy two by his certaine bill or writeing Obligatory Sealed with the seale of him the Said Richard and here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himselfe to Owe and Stand indebted unto the Said Benjamin the full and just quantity of One thousand & fifty pounds of good Sound merchantable tobacco in caske to be paid to the Said Benjamin his execut^{rs} adm^{rs} or assignes at or upon all demands with conveniency Yet notwithstanding the said Richard the said summe of One thou-

Liber M M sand & fifty pounds of tobacco to him the said Benjamin in his life time nor to the said Lydia since his death though often thereunto requested hath not paid or satisfied but the same to pay and Satisfie hath hitherto denyed and as yet doth deny to the damage of the said Lydia sixteene hundred pounds of tobacco & thereupon she bringeth her suite.

And she bringeth here in Court her letters of administration of the goods and Chattells of the Said Benjamin whereby it may Suffi-
ciently appeare to the Court here that she hath right to administra-
tion &c.

Now here at this day to wit the thirteenth day of ffebruary in the 43th yeare of his Lopps Dominion & Annoq Doñ 1674 came the said Richard by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c & saith nothing in barr or avoidance of the action aforesaid of her the Said Lydia whereupon the said Lydia remaineth against the said Richard thereof wholly undefended therefore it is considered of by the Court here that the said Lydia Solly recover against the said Richard Boughton aswell the said summe of One thousand & fifty pounds of tobacco the debt aforesaid as also the summe of five hundred thirty Six pounds of tobacco for her costs & charges in this behalfe laid Out and the said Richard in mercy. But so as execution thereof Stay untill the tenth day of November next.

M^r Ridgely

I doe hereby request and impower you to confesse judgm^t for me to Gerard Slye in a plea of debt for 1928 1 of tobacco due from me to him & depending this Provinciaall Court of the ninth of ffebruary 1674 provided the plaintiff will not issue execution before the 10th of November next ensueing Wittnes my hand & seale this 11th of ffebruary 1674.

Ri: Boughton (Sealed)

I likewise impower you to confesse judgment in a cause depending ag^t me in the same Court at the suite of Lydia Solly widdow On the same Condition.

p. 506 To all Christian People to whom these presents shall Come I Charles Calvert Esq^r Cap^t Generall and Governour of Maryland Send Greeting in Our Lord God everlasting Whereas William Dorrington of Dorchester County in the Province of Maryland Gent did stand bound to me in One bond or obligation for the payment of nine thousand six hundred pounds of tobacco being due to be paid by agreement for two parcells of Land escheated to the Right Hon^{ble} the Lord Proprietary One of which said parcells is called Johnson Holland lyeing in Leonards Creeke and the other called Island Neck lyeing in Island Creeke As also in the summe of three pounds Sterling due upon other accompts Now Know yee That I the Said Charles Calvert doe confesse and acknowledge my Selfe to

have received of and from the Said William Dorrington the Said Liber M M
 Severall Summes of nine thousand Six hundred pounds of tobacco
 and three pounds Sterling and I doe by these presents for me my
 heirs execut^{rs} and adm^{rs} remise release and for ever quittance and
 discharge him the said William Dorrington his heirs executors &
 adm^{rs} of and from all and all manner of bills bonds suites actions
 trespasses claimes and demands whatsoever from the beginning of
 the world to the day of the date hereof In Testimony whereof I have
 hereunto sett my hand and Seale this twelfth day of february in the
 yeare of Our Lord 1674. Charles Calvert (Sealed)

Sealed and delivered in

the presence of,

Philip Calvert.

Jn^o Darnall.

John Beale & ux ag ^t John Allen	}	John Allen late of Charles County in the Prov- ince of Maryland merchant was Sumoned to answer unto John Beale and Jone his wife in a plea that He render unto them the summe of foure thousand pounds of tobacco which to them he oweth and unjustly deteineth
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And whereupon the said John Beale and Jone his wife by Kenelm
 Cheseldyn their Attorney Saith that whereas the said John Allen the
 twentieth day of July in the yeare One thousand Six hundred Sev-
 enty foure did by his certaine writeing Obligatory Sealed with the
 Seale of the Said John Allen here in Court produced whose date is
 the same day and yeare abovewritten bind himselfe his heirs execu-
 tors and administrators to pay or cause to be paid to the said Jone
 while she was Sole of Calvert County in the Province aforesaid her
 heirs executors adm^{rs} the full and just quantity of foure thousand
 pounds of good Sound and well cured merchantable tobacco in caske
 to be paid at or before the tenth day of October next after the date
 thereof Notwithstanding which the said John Allen the said Summe
 of foure thousand pounds of tobacco according to the tenor of his
 said writeing Obligatory to her the said Jone while she was Sole
 nor to the said John and Joane Since espousalls between them cele-
 brated though often thereunto required hath not paid but the same
 to them to pay hitherto hath and Still doth altogether deny to the
 damage of them the said John and Joane the summe of five thou-
 sand pounds of tobacco And thereupon they bring their Suite.

And the said John Allen by Robert Carville his Attorney cometh
 and defendeth the force and injury when &c and prayeth liberty of p. 507
 Speakeing hereunto untill next Provinciaall Court the same day is
 given to both parties

Att which Said next Provinciaall Court to wit the fiftenth day
 of february in the 43th yeare of the Dominion of Caecilius &c
 Annoq^{ue} Domⁱⁿⁱ One thousand Six hundred Seventy foure came the

Liber M M said John Beale by his Attorney aforesaid and Offered himself against the said John Allen in the plea aforesaid but the said John Allen came not but made default Therefore it is considered by the Court here that the said John Beale recover against the said John Allen aswell the summe of foure thousand pounds of tobacco the debt aforesaid as also the summe of five hundred fifty two pounds of tobacco for his costs and charges in this behalfe laid Out & expended and the Said John Allen in mercy.

John England	}	Edward Maddock late of Charles County other-
ag ^t		wise called Edward Maddock of Charles County
Edward Maddock		Doctor was Sumōned to answer unto John England in a plea that he render unto him the Summe of eight hundred and three pounds of tobacco which to him he oweth and unjustly deteineth.

And whereupon the said John England by Kenelm Cheseldyn his Attorney Saith that whereas the Said Edward Maddock the foure and twentieth day of May in the yeare One thousand Six hundred Sixty nine did by his certaine writeing Obligatory Sealed with the Seale of the Said Edward here in Court produced whose date is the same day and yeare above written bind himselfe his heirs executors and administrators to pay or cause to be paid unto John England of the Citty of Bristoll Marriner his lawfull Attorney his heirs executors administrators or assignes the just and full quantity of five hundred Sixty three pounds of good sound merchantable tobacco and caske to containe the Same at Some convenient place in Charles County abovesaid And whereas also the said Edward the sixth day of March in the yeare One thousand Six hundred and Seventy did by his certaine other writeing Obligatory Sealed with the Seale of the said Edward Maddock here also in Court produced whose date is the same day and yeare last abovewritten acknowledge himselfe to Owe and Stand indebted unto John England of the Citty of Bristoll marriner the full and just quantity of two hundred and forty pounds of good sound merchantable tobacco in caske to containe the same to be paid upon his Owne Plantation he now lives at or upon the tenth day of October next ensueing the date thereof to the which payment well & truly to be made and done he did bind himselfe his heirs executors adm^{rs} firmly by those presents unto the said John England his lawfull Attorney his heirs executors adm^{rs} & assignes Notwithstanding which the said Edward the said summe of five hundred Sixty three pounds of tobacco nor the said summe of two hundred and forty pounds of tobacco in the whole amounting to the summe of eight hundred & three pounds of tobacco according to the tenor of his said Severall Obligations hath not paid though often thereunto required to him the said John but the same to pay hitherto hath & Still doth altogether deny to the damage of the said John the

summe of Sixteene hundred pounds of tobacco And thereupon he bringeth his Suite. And the said Edward Maddock by Samuel Cressey his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court the Same day is given to both parties here

Liber M M
p. 508

Att which Said next Provinciaall Court to wit the fifteenth day of february in the 43th yeare of his Lopps Dominion &c Came the said John England by his Attorney aforesaid but the said Edward came not but made default therefore it is considered of by the Court here that the said John England recover against the said Edward Maddock the summe of Eight hundred and three pounds of tobacco the debt aforesaid as also the summe of five hundred fifty two pounds of tobacco for his costs and charges in this behalfe laid Out and disbursed and the said Edward in mercy &c

Samuel Clarke & Jn ^o England	}	Thomas Galey and Martha his wife
ag ^t		Executrix of the last will and Testam-
Thomas Galey & ux : execut ^{rs}		ment of John Lewger deceased were
Jn ^o Lewger	}	Sumōned to answer unto Samuel
		Clarke and John England in a plea
		that they render unto them the summe
		of One thousand Seven hundred eighty
		five pounds of tobacco which from
		them they unjustly detaine.

And whereupon the Said Samuel and John by Kenelm Cheseldyn their Attorney Saith that whereas the said John Lewger in his life time to wit the ninetenth day of May in the yeare One thousand Six hundred Sixty nine did by his certaine writeing Obligatory Sealed with the seale of the said John Lewger here in Court produced whose date is the same day and yeare abovewritten bind himselfe his heirs executors adm^{rs} to pay or cause to be paid to Samuel Clarke and John England both of the Citty of Bristoll their heirs execut^{rs} adm^{rs} or assignes or either of them their lawfull Attorney executors adm^{rs} or assignes the just and full quantity of One thousand Seven hundred eighty five pounds of good Sound merchantable tobacco with caske to containe the same at some convenient place in Charles County abovesaid at or upon the tenth day of October next ensuing the date thereof. Notwithstanding which the said John Lewger in his life time nor the said Martha while she was Sole executrix of the last will & Testament of the said John nor the said Thomas and Martha Since Espousalls the said sume of One thousand Seven hundred eighty five pounds of tobacco to them the said Samuel and John though often thereunto required have not paid according to the tenor of the Said writeing Obligatory but the Same to them to pay hitherto have and Still doe altogether deny to the damage of the said Samuel and John the summe of two thousand five hundred pounds of tobacco and thereupon they bring their Suite.

Liber M M And the said Thomas and Martha by Robert Ridgely their Attorney come and defend the force and injury when &c and pray liberty to imparle here until next Provinciaall Court, the same day is given to both parties.

At which said next Provinciaall Court to wit the fifteenth day of february in the 43th yeare of his Lo^{pps} Dominion &c came the said Samuel and John by their Attorney aforesaid but the said Thomas and Martha came not but made default Therefore it is considered by the Court here that the said Samuel Clarke and John England
p. 509 recover against the said Thomas Galey and Martha his wife executrix as aforesaid aswell the summe of One thousand seven hundred eighty five pounds of tobacco the debt aforesaid as also the summe of five hundred fifty two pounds of tobacco for their costs and charges in this behalfe laid Out and expended.

Samuel Cooke	}	John Allen late of Charles County otherwise called
ag ^t		John Allen of Charles County in the Province of
John Allen		Maryland Gent was Sumōned to answer unto Samuel Cooke in a plea that he render unto him the summe of eight thousand twenty foure pounds of tobacco which to him he oweth and unjustly deteineth.

And whereupon the said Samuel by Kenelm Cheseldyn his Attorney Saith that whereas the said John Allen the One and thirtith day of March in the yeare One thousand six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of the said John here in Court produced whose date is the same day and yeare above-written did acknowledge himselfe to owe and Stand indebted unto the Said Samuel Cooke of London marriner in the full and just summe of eight thousand twenty foure pounds of Sound merchantable leafe tobacco and caske to be paid the said Samuel his heirs assignes or certaine Attorney conveniently in Charles County aforesaid On or before the tenth day of November next ensuing after the date thereof to the which payment well and truly to be made he did bind himselfe his heirs executors and administrators and every of them by these presents Notwithstanding which the said John Allen the Said Summe of Eight thousand twenty foure thousand pounds of tobacco according to the tenor of his Said writeing Obligatory hath not paid to him the said Samuel Cooke though often thereunto required but the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Samuel the summe of ten thousand pounds of tobacco and thereupon he bringeth his suite.

And the Said John Allen by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the same day is given to both parties here.

Now here at this day to wit the fifteenth day of february in the

43th yeare of his Lo^{ps} Dominion &c came the Said Samuel by Liber M M
 Kenelm Cheseldyn his Attorney and offered himselfe against the said
 John Allen in the plea aforesaid and the said John by Robert Carvile
 his Attorney likewise came and Saith nothing in barre or avoidance
 of the action aforesd of him the said Samuel whereupon the Said
 Samuel remaineth against the said John as to the said summe of eight
 thousand twenty foure pounds of tobacco wholly undefended there-
 fore it is considered of by the Court here that the said Samuel re-
 cover against the said John Allen aswell the summe of Eight thou-
 sand twenty foure pounds of tobacco the debt aforesaid as also the
 summe of five hundred fifty two pounds of tobacco for his costs
 and charges in this behalfe laid Out and expended and the said John
 in mercy.

Miles Cooke } John Allen late of Charles County otherwise called
 ag^t } John Allen of Charles County and Province of Mary-
 John Allen } land merchant was Sumoned to answer unto Miles
 Cooke in a plea that he render unto him the sume
 of twelve thousand two hundred fifty and three pounds of tobacco p. 510
 which to him he oweth and unjustly deteineth.

And whereupon the Said Miles Cooke by Kenelm Cheseldyn his
 Attorney Saith that whereas the said John Allen the Second day of
 July in the yeare of Our Lord One thousand six hundred Seventy
 three by his certaine writeing Obligatory Sealed with the Seale of
 the Said John Allen here in Court produced whose date is the day
 and yeare abovewritten did bind himselfe his heirs executors admin-
 istrators and assignes to pay or cause to be paid unto Cap^t Miles
 Cooke of the Citty of London marriner his heirs executors adm^{rs} and
 assignes the just and intire quantity of twelve thousand two hundred
 fifty and three pounds of Sound merchantable leafe tobacco with
 caske to be paid to the said Captaine Miles Cooke his heirs execu-
 tors or assignes at on or before the tenth day of November next
 ensuing conveniently in Wiccocomoco River or Portobacco to the
 true performance whereof he did bind himselfe his heirs executors
 adm^{rs} and assignes firmly by those presents Notwithstanding which
 the said John Allen the said Summe of twelve thousand two hun-
 dred fifty and three pounds of tobacco according to the tenor of his
 Said writeing Obligatory hath not paid to him the Said Miles though
 often thereunto required but the same to him to pay hitherto hath
 and Still doth altogether deny to the damage of the said Miles Cooke
 the summe of fourteene thousand pounds of tobacco And thereupon
 he bringeth his Suite.

And the said John Allen by Robert Carvile his Attorney cometh
 & defendeth the force and injury when &ct and prayeth liberty to
 imparle here untill the next Provinciaall Court the same day is given
 to both parties here.

Liber M M Now here at this day to wit the fifteenth day of february in the 43th yeare of the Dominion of Caecilius & Annoq̄ Dorn One thousand Six hundred Seventy foure came the said Miles Cooke by his Attorney aforesaid and the said John Allen by his Attorney came likewise and the said John Allen Saith nothing in barre or avoidance of the action aforesaid of him the said Miles Cooke whereupon the said Miles remaineth against the said John thereof undefended therefore it is considered by the Court here that the said Miles Cooke recover against the said John Allen aswell the summe of twelve thousand two hundred fifty three pounds of tobacco the debt aforesaid as also the Summe of five hundred fifty two pounds of tobacco for his costs and charges in this behalfe laid Out and expended. and the said John Allen in mercy.

Kenelm Cheseldyn ag ^t John Balley	}	John Balley late of S ^t Maries County otherwise called John Balley of S ^t Maries County was Sumōned to answer unto Kenelm Cheseldyn One of the Attornyes of this Court according to the libertyes and priviledges &c in a plea that he render unto him the sume of Six hundred pounds of tobacco which to him he Oweth and unjustly deteineth.
--	---	--

And whereupon the said Kenelm in his proper person Saith that whereas the Said John Balley the eight and twentieth day of february in the yeare One thousand Six hundred Seventy three did by his certaine writeing obligatory Sealed with the Seale of the Said John and here in Court produced whose date is the same day and yeare abovewritten acknowledge himselfe to owe and Stand indebted unto the said Kenelm Cheseldyn of the Citty of S^t Maries the summe of Six hundred pounds of tobacco payable upon demand Notwithstanding which the said John Balley the said Summe of Six hundred pounds of tobacco hath not paid according to the tenor of his said writeing Obligatory though often thereunto required but the same to pay hitherto hath and Still doth deny to the damage of the Said Kenelm the summe of Sixteene hundred pounds of tobacco and thereupon he bringeth his Suite.

p. 511

And the said John Balley in his proper person in the Custody of the Sheriff of S^t Maries County cometh and defendeth the force and injury when &c and prayeth liberty to imparle here untill the next Provinciaall Court and the same day is given to both parties.

Now here at this day to wit the fifteenth day of february in the 43th yeare of the Dominion of Caecilius &c came the said Kenelm in his proper person and offered himselfe against the said John in the plea aforesaid and the said John in his proper person as aforesaid likewise came and the said John Saith nothing in barre or avoidance of the action aforesaid of him the said Kenelm whereupon the said

Kenelm remaineth against the said John as to the said summe of Six hundred pounds of tobacco wholly undefended Therefore it is considered of by the Court here that the Said Kenelm recover against the said John Balley aswell the said Summe of Six hundred pounds of tobacco the debt aforesaid as also the summe of Seaven hundred pounds of tobacco for his costs & charges in this behalfe laid Out and expended and the said John in mercy. Liber M M

Thomas Chapman ag ^t Robert Downes	}	Robert Downes late of Charles County otherwise called Robert Downes of Charles County in the Province of Maryland planter was Sumoned to answer unto Thomas Chapman in a plea that he render unto him the sume of two thousand foure hundred pounds of tobacco which to him he oweth and unjustly deteineth.
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And whereupon the said Thomas by Kenelm Cheseldyn his Attorney Saith that whereas the Said Robert Downes the thirteenth day of July in the year of Our Lord One thousand Six hundred Seventy foure by his certaine writeing Obligatory Sealed with the Seale of him the Said Robert here in Court produced whose date is the same day and yeare abovewritten did bind himselfe his heirs executors administrators and assignes for to pay or cause to be paid unto M^r Thomas Chapman of Liverpoole merchant to him his heirs executors administrators or assignes or certaine Attorney the full and just Sume or quantity of two thousand foure hundred pounds of good Sound merchantable tobacco and casque to containe the same to be paid upon demand upon the then dwelling plantation at the mouth of Nangemy Creeke Notwithstanding which the said Robert the said summe of two thousand foure hundred pounds of tobacco though often thereunto required hath not paid but the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Thomas three thousand five hundred pounds of tobacco And thereupon he bringth his Suite.

And the said Robert by Samuel Cressey his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court the same day is given to both parties.

At which said next Provinciaall Court to wit the fifteenth day of february in the 43th yeare of his Lopps Dominion &c came the said Thomas Chapman by his Attorney aforesaid but the said Robert Downes Came not but made default therefore it is considered by the Court here that the said Thomas recover against the said Robert the said summe of two thousand foure hundred pounds tobacco the debt aforesaid as also the Summe of pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said Robert in mercy. p. 512

Liber M M John Quigley } John Baker late of S^t Maries Citty in the County of S^t
 ag^t } Maries was attached to answer unto John Quigley in
 John Baker } a plea of trespas upon the case

And whereupon the Said John Quigley by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Baker Stands indebted to the said John Quigley for divers goods and merchandizes Sold and delivered unto the said John Baker as also for Severall Summes of tobacco disbursed and paid upon the accompt of the Said John Baker unto Severall persons at divers dayes and times to wit from the Sixteenth day of March in the yeare One thousand Six hundred Seventy three untill the two and twentieth day of October in the yeare One thousand six hundred Seventy foure the summe of two and twe[nty] thousand two hundred forty eight pounds of tobacco a particular of all w^{ch} is here in Court produced in consideration whereof the said John Baker did assume upon himselfe and to the said John Quigley did faithfully promise that he the said John Baker when thereunto required the said summe of two and twenty thousand two hundred forty eight pounds of tobacco to him the said John Quigley would well and truly content and pay Notwithstanding which the said John Baker the said summe of two & twenty thousand two hundred forty eight pounds of tobacco to him the said John Quigley according to his promise hath not paid though often thereunto required but the same to pay hath and Still doth altogether refuse to the damage of him the said John Quigley thirty thousand pounds of tobacco and thereupon he bringeth his Suite.

And the said John Baker by Robert Carville his Attorney cometh and defendeth the force and injury when &c and Saith that he did not assume upon himself and to the said John Quigley make Such promise as the sd John Quigley hath above declared and of this he putts himselfe upon the Country and the said John Quigley likewise therefore Comānd is given to the Sheriff of S^t Maries County that he cause to come here twelve &c. Now here at this day to wit the fifteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c came the said John Quigley and the said John Baker by their Attornyes and the jurors of that jury likewise came to wit John Balley W^m Thomas Morgan Jones Henry Ri[der] John Hunt Thomas Doxey John Doxey Joseph Edloe Richard Ackworth Raymond Staplefort Daniel Clocker Sen^r, & Thomas Gerard who being impanelled Sumoned and Sworne to Say the truth of the premisses and the above said declaracōn plea and accompt being read in Open Court and the said accompt being fully proved It is considered by the Court that the said John Quigley recover against the said John Baker the said summe of two and twenty thousand two hundred forty eight pounds of tobacco as also the summe of One thousand fifty Six pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the said John Baker in mercy.

John Baker } John Quigley late of S^t Maries Citty merchant was Liber M M
 ag^t } attached to answer unto John Baker of S^t Maries Citty p. 513
 John Quigley } Inholder in a plea of trespas upon the case.

And whereupon the said John Baker by Robert Ridgely his Attorney complaineth that whereas the said John Baker being a licensed Ordinary Keeper in the said Citty of S^t Maries the said John Quigley the fifteenth day of March in the yeare of Our Lord One thousand Six hundred Seventy three untill the eight and twentieth day of October then next following bought had and received of him the Said John Baker at the house of him the said John Baker in the said Citty of S^t Maries divers liquors dyetts and other accomodations as also Severall summes of mony and tobacco paid and disbursed by him the said John Baker for the use and by the Order of the said John Quigley amounting in the whole to the summe of twelve thousand three hundred and five pounds of tobacco a particular whereof is here in Court produced In consideration whereof the Said John Quigley did assume upon himselfe and to the said John Baker did faithfully promise that he the said John Quigley the Said twelve thousand three hundred & five pounds of tobacco to him the said John Baker when thereunto required would well and truly pay and Satisfie Notwithstanding which the said John Quigley his promise and assumption So as aforesaid to him the Said John Baker made not regarding but deviseing and fraudulently intending him the said John Baker in this behalfe craftily & Subtilly to defraud and deceive the said John Quigley the said Summe of twelve thousand three hundred and five pounds of tobacco to him the Said John Baker though often demanded hath not paid or Satisfied but the same to pay or Satisfie hath refused and denyed & as yet doth deny to the damage of the Said John Baker of twenty thousand pounds of tobacco And thereupon he bringeth his Suite.

And the Said John Quigley doth come to defend the force & injury when &c and Saith that he did not promise and assume upon himselfe in manner and forme as the plaintiff hath above declared against him and of this he putts himselfe upon the Country and the Said John likewise therefore it is Comanded the Sheriff of S^t Maries County that he cause to come here twelve &c

Now here at this day to wit the fifteenth day of february in the 43th yeare of his Lopp^s Dominion &c came the said John Baker and the Said John Quigley by their Attornyes and the jurors of that jury likewise came to wit John Balley W^m Thomas Morgan Jones Henry Rider Jn^o Hunt Thomas Doxey Jn^o Doxey Joseph Edloe Richard Ackworth Raymond Stapelfort Daniel Clocker Sen^r & Thomas Gerard who being impannelled summoned & Sworne to say the truth of & in the premisses upon their Oathes doe say they find for the plaintiff eleaven thousand eight hundred Sixty five pounds of tobacco which said verdict was by Order of Court first taken

Liber M M before the Hon^{ble} the Secretary and now delivered in Court. Therefore it is considered by the Court here that the said John Baker recover against the Said John Quigley the said summe of eleaven thousand eight hundred Sixty five pounds of tobacco and also the summe of One thousand eighty foure pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said John Quigley in mercy.

p. 514 Garrett Vansweringen } Bryan Dayley and Constant Keife late of
ag^t } S^t Maries County Executors of the last will
Bryan Dayley and } & Testament of Roger Shehee were attached
Constant Keife } to answer unto Garrett Vansweringen in a
plea of trespas upon the case.

And whereupon the Said Garrett Vansweringen by Kenelm Cheseldyn his Attorney complaineth that whereas One Robert Harper Servant unto the said Garrett Vansweringen & Skillfull in administring phisick and prosesseing the same the Said Roger Shehee then being Sick & languishing of various and divers distempers of body did to wit the twenty eighth day of March in the yeare One thousand Six hundred Seventy-foure in consideration that the said Garrett would permitt the said Robert then being his Servant as aforesaid & skilled in adminstring phisick to give unto him the Said Roger Such physicall meanes as the said Robert in his judgment then prosesseing Skill in phisick thought proper for the said Roger his present distemper the said Roger did assume upon himselfe and to the said Garret did faithfully promise that he the said Roger would pay unto him the said Garret for what meanes and other paines and trouble the said Robert should give and be at with him the said Roger what for the same the said Garret should deserve, and the said Garret in fact Saith that the said Robert did by consent of him the said Garret Vansweringen give unto the said Roger Severall meanes and medicines in the said distemper and for the Same did well deserve the summe of five hundred and twenty pounds of tobacco a particular of all which is here in Court produced Notwithstanding which the said Roger Shehee the said summe of five hundred & twenty pounds of tobacco in his life time according to his promise hath not paid nor the said Bryan and Constant Since his death executors of the last will and Testament of him the said Roger to him the said Garret Vansweringen hath not paid but the Same to pay hitherto hath & Still doe deny to the damage of the Said Garrett nine hundred pounds of tobacco and thereupon he bringeth his Suite.

And the Said Bryan and Constant by John Quigley their Attorney cometh and defendeth the force and injury when &c and Saith that the Said Roger Shehee did not assume upon himselfe as in the declaration against them is Supposed and of this they put themselves upon the Country and the said Garrett also.

Afterwards to wit the fifteenth day of february in the 43th yeare of his Lopps Dominion &c aswell the said Garrett as the said Bryan & Constant putt themselves upon the judgment of the Court and it is then considered by the Court here that the said Garret recover against the estate of the Said Roger Shehee aswell the said Summe of five hundred and twenty pounds of tobacco as also the Summe of nine hundred ninty Six pounds of tobacco for his costs & charges in this behalfe laid Out & expended. Liber M M

Raymond Staplefort } Thomas Taylor of Dorchester County in the
ag^t } Province of Maryland Gent was attached to
Thomas Taylor } answer unto Raymond Staplefort in a plea
that he render unto him five thousand five
hundred pounds of tobacco with caske which
he oweth and unjustly deteineth & thereupon
the aforesaid Raymond by his Attorney George Thompson Saith
That whereas the aforesaid Thomas Taylor the tenth day of february Anno One thousand Six hundred Seventy three accepted a note charged On him by his Excellency Charles Calvert Cap^t Generall of this Province of Maryland beareing date the One and twentieth day of November in the yeare of Our Lord One thousand Six hundred Seventy three for five thousand five hundred pounds of tobacco with caske which note the said Staplefort here in Court is ready to produce Notwithstanding the aforesaid Taylor though often demanded the aforesaid five thousand five hundred pounds of tobacco & caske to the Said Stapelfort hath not as yet rendered but the same to him hitherto hath denyed to pay and as yet denyeth whereupon he Saith he is dampnified & hath damage to the value of tenn thousand pounds of tobacco and caske & thereupon he brings his action. p. 515

And the said Thomas Taylor by John Quigley his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the same day is given to both parties here.

Now here at this day to wit the fifteenth day of february in the 43th yeare of the Dominion of Caecilius &c came the said Raymond by his Attorney aforesaid but the said Thomas Taylor came not but made default Therefore it is considered by the Court here that the said Raymond recover against the said Thomas Taylor aswell the Said Summe of five thousand five hundred pounds of tobacco as also the summe of five hundred Sixty three pounds of tobacco for his costs and charges in that behalfe laid Out & expended and the Said Thomas Taylor in mercy. &c.

John Lucumb } Charles Delaroch late of S^t Maries County other-
ag^t } wise called Charles Delaroch of the Citty of
Charles Delaroch } S^t Maries Inholder was Sumoned to answer unto

Liber M M

John Lucumb of the Citty of London marriner
of a plea that he render unto him the sume of
three thousand One hundred and fifty pounds of
good Sound tobacco with caske which to him he
oweth & unjustly deteineth

And whereupon the Said John Lucumb by Robert Ridgely his
Attorney Saith that whereas the said Charles the nine & twentieth day
of July One thousand Six hundred Seventy foure by his certaine
writeing Obligatory Sealed with the Seale of him the Said Charles
and here in Court produced whose date is the day & yeare aforesaid
did acknowledge himselfe holden and firmly bounden unto the Said
John in the just and full Summe or quantity of three thousand One
hundred & fifty pounds of tobacco and caske to be paid to the said
John Lucumb upon demand in some convenient place in Petuxent
River it being for a Valuable consideraçon in hand received to the
which payment well & truly to be made he did bind himselfe his heirs
execut^{rs} & adm^{rs} firmly by those presents Notwithstanding which the
said Charles Delaroch the said summe of three thousand One hun-
dred & fifty pounds of tobacco to him the said John according to the
tenor of the Said writeing Obligatory though often thereunto re-
quired hath not paid but the same to pay hath denyed and as yet doth
deny whereupon the said John Saith he is dampnified and hath lost
to the value of foure thousand pounds of tobacco And thereupon he
bring his suite.

p. 516 And the Said Charles Delaroch at this day to wit the thirteenth day
of february in the 43th yeare of the Dominion of Caecilius &c came
in his proper person and Saith nothing in barre or avoidance of the
action aforesaid of him the said John for that he oweth the said
John the said summe of three thousand One hundred & fifty pounds
of tobacco Therefore it is considered by the Court here that the said
John Lucumb recover against the said Charles aswell the said summe
of three thousand One hundred and fifty pounds of tobacco the debt
aforesaid as also the summe of five hundred pounds of tobacco for
his costs and charges in that behalfe laid Out & expended and the
Said Charles in mercy.

Christopher Johnson & Thomas Elwes	}	John Hance and Sarah his wife executrix of the last will and Testament of Sampson Wareing late of the Clifts in Calvert County Gent deceased were at- tached to answer unto Christo- pher Johnson and Thomas Elwes of London merchants in a plea of trespas upon the case.
ag ^t		
John Hance & Sarah his wife executrix of Sampson Wareing	}	

And whereupon the Said Christopher and Thomas by Robert
Carvile their Attorney Say that whereas the said Sampson Wareing

being in his life time indebted to the Said Christopher and Thomas in the summe of eleaven thousand One hundred eighty two pounds of good Sound merchantable tobacco and caske for divers wares and merchandizes by him the said Sampson received of the said Christopher and Thomas in consideration whereof the said Sampson did assume upon himselfe and to the said Christopher and Thomas faithfully promise that he the said eleaven thousand One hundred eighty two pounds of tobacco would well & truly pay when he should be thereunto required Neverthelesse the Said Sampson in his life time nor the said John and Sarah to whom administration of all and Singular the goods and chattells of the Said Sampson Since his death hath bin committed the Said promise little regarding but devising to deceive and defraud the Said Christopher and Thomas in this behalfe the Said summe of eleaven thousand One hundred eighty two pounds though often thereunto required hath not paid but the same to them to pay the said Sampson in his life time hath refused and the Said John and Sarah hitherto have denyed and refused to pay or Satisfie whereupon they Say they are dampnified and have losse to the value of twenty thousand pounds of tobacco And thereupon they bring their Suite

And the Said John and Sarah by John Rousby their Attorney comes and defend the force and injury when &c and say that they cannot gainesay the action aforesaid because they Owe the Said eleaven thousand One hundred eighty two pounds of tobacco in Such manner and forme as the said Christopher and Thomas have above declared against them therefore it is considered that the Said Chrystopher and Thomas shall recover against the said John and Sarah the said Summe of eleaven thousand One hundred eighty two pounds of tobacco and pounds of tobacco for costs of Suite and the said John and Sarah thereof in mercy.

To Mr John Rousby or any other of the Attornyes of his Lordshippes Provinciaall Court, These are to desire you or either of you to make declaration for me John Hance and Sarah my now wife executrix of the last Will and Testament of Sampson Wareing late of the Clifts in Calvert County Gent deceased at the Suite of Christopher Johnson and Thomas Elwes both of London merchants for the full Summe & just quantity of eleaven thousand One hundred eighty and two pounds of good Sound merchantable tobacco and caske justly due and Oweing Out of the estate of the aforesaid Sampson Wareing deceased unto them the said Christopher Johnson and Thomas Elwes and thereupon to confesse a judgm^t either by non sum informatus nihil dicit or otherwise as you shall thinke fitting and this shalbe your Sufficient warrant As wittnes Our hands and seales this Sixth day of ffebruary Annoq³ Domⁱ 1674

Testes

Hen: Jowles

W^m Parker.

John Hance (Sealed)

the marke of

Sarah S Hance (Sealed)

p. 517

Liber M M Comand was given to the Sheriff of Charles County that he attach any the Goods Chattells or Creditts of Edward Erbery and Comp^a if they Should be found in his Bailiwick to the value of One hundred and fifty pounds Sterling and when he have the Same So attached or any P^t thereof he deliver the Same unto Richard Speed in pursuance of an Order of this Court held at S^t Maries the thirteenth day of October last past & hereof he was not to faile at his peril And to what value of the Goods Chattells or Creditts of the Said Edward Erbery & Comp^a he Should attach & deliver as aforesaid he make Knowne to his Lopps justices here the ninth day of ffebruary in the 43th yeare of his Lopps Dominion &c that he then and there have the same writt.

Att which said ninth day of ffebruary in the 43th yeare aforesaid the Same Sheriff maketh returne of the writt aforesaid that the execution of the same writt appeareth in a certaine paper thereunto annexed. w^{ch} is as followeth Viz^t.

By Virtue of a writt of Attachment from the Provinciaall Court beareing date the fourteenth day of December 1674 I have attached these Several quantities of tobacco underwritten in the hands of the persons undermentioned Vizt

	1 to 5
In the hands of Josias ffendall and Hugh ONeale.....	8000
In the hands of Richard Morris.....	400
In the hands of ffrancis Kilborne.....	474
In the hands of John Allen.....	1268
In the hands of John Stone.....	642
In the hands of Nathaniel Eaton.....	1200
In the hands of W ^m Barton ju ^r	171
In the hands of Edward Price.....	370
In the hands of Archibald Walkup.....	1740
In the hands of Richard Speed.....	917

In all amounting to fiftene thousand One hundred = 15122
twenty two pounds of tobacco being the goods and
Creditts of Edward Erbery & Comp^a attached by

Benj^a Rozer Sheriff Com Carol.

Now here at this day to wit the 11th day of ffebruary in the 43th yeare of his Lopps Dominion &c it is Ordered that notice be given to Cap^t Ashton of Virginia Attorney of the said Erbery and Comp^a that he appeare here at the next Provinciaall Court by himselfe or Attorney to answer the suite of the Said Richard Speed otherwise execution to issue upon the said Attachm^t.

p. 518 To M^r Ridgely One of the Attornyes of the Provinciaall Court.
M^r Ridgely.

Whereas I have recovered judgment against M^r Moy the last Provinciaall Court for three thousand three hundred and Odd pounds

of tobacco damages and costs of Suite These are therefore to in- Liber M M
 forme you that I and M^r Moy are agreed and therefore I doe hereby
 authorize and impower you as my Attorney to acknowledge Satisfac-
 tion upon record of the said judgment and for So doing this shall
 be your Sufficient warrant as Wittnes my hand & seale the second
 day of ffebruary Anno Domⁱ 1674.

Sealed and delivered in the marke of
 p^rsence of Ro: Carvile. W^m B Baker (Sealed)
 Evline Mackenzie.
 ffebruary 14th 1674.

Satisfaction upon the judgment aforesaid was by the said Robert
 Ridgely in Open Court. Acknowledged.

Roger Baker against } Thomas Bankes late of Calvert County other-
 Thomas Banckes } wise called Thomas Bankes of the Province of
 Maryland in the County of Calvert was Sum-
 oned to answer unto Roger Baker merchant of
 London of a plea that he render unto him the
 summe of Eight hundred thirty Six pounds of
 good Sound merchantable tobacco and casque
 which to him he oweth and unjustly deteineth

And whereupon the Said Roger Baker by Robert Ridgely his At-
 torny Saith that whereas the said Thomas Banckes the fiftenth day
 of June One thousand Six hundred Seventy three by his certaine bill
 Obligatory Sealed with the Seale of him the Said Thomas & here
 in Court produced whose date is the day & yeare abovesaid did con-
 fesse himselfe Owe & be indebted to the said Roger the sume of
 Eight hundred thirty five pounds of good Sound merchantable to-
 bacco and caske without ground leaves or any Kind of trash what-
 soever payment thereof to be made to the said Roger Baker his heirs
 executors adm^r or assignes to be paid by the Said Thomas Banckes
 at demand in Petuxent River To the true payment of which tobacco
 the said Thomas did bind himselfe his heirs executors and assignes
 Notwithstanding which the said Thomas Banckes the Said Summe
 of eight hundred thirty Six pounds of tobacco to him the Said Roger
 according to the tenor of the Said writeing Obligatory hath not as
 yet paid though often thereunto required but the same to pay hath
 refused and as yet doth refuse to the great damage of the Said Roger
 Baker whereupon he Saith he is dampnified and hath losse to the
 value of eight hundred pounds of tobacco and thereupon he bringeth
 his suite.

And the Said Thomas Bankes the fiftenth day of ffebruary in the
 43th yeare of his Lopps Dominion &c in his proper person cometh
 into Court and Saith nothing in barre or avoidance of the action
 aforesaid because he oweth the said summe of eight hundred thirty
 Six pounds of tobacco in such manner and forme as the said Roger

Liber M M hath above declared against him Therefore it is considered by the Court here that the said Roger recover ag^t the said Thomas Bankes aswell the said summe of Eight hundred thirty Six pounds of tobacco the debt aforesaid as also the summe of five hundred Seventy One pounds of tobacco for his costs & charges in this behalfe laid Out. but so as execution thereof cease untill the tenth day of November next.

p. 519 The abovesaid judgm^t should have bin for three hundred & ten pounds of tobacco and costs of Suite.

Roger Baker	}	Thomas Bankes late of Calvert County otherwise called Thomas Bankes of the Province of Maryland in the County of Calvert was Sumoned to answer unto Roger Baker of London of a plea that he render unto him the Summe of three thousand two hundred pounds of good Sound merchantable tobacco & caske without ground leaves or any Kind of trash whatsoever which to him he oweth & unjustly deteineth.
ag ^t Thomas Bankes		

And whereupon the Said Roger Baker by Robert Ridgely his Attorney Saith that whereas the Said Thomas Bankes the thirteenth day of September One thousand Six hundred seventy three by his certaine bill Obligatory Sealed with the Seale of him the Said Thomas and here in Court produced whose date is the day and yeare aforesaid did confesse himselfe to be indebted unto the Said Roger in the Said Summe of three thousand two hundred pounds of good Sound merchantable tobacco & casque without ground leaves or any Kind of trash whatsoever payment thereof to be made to the said Roger Baker his heirs executors administrators or assignes To be paid by the said Thomas Bankes to the Said Baker at or upon the tenth day of October next ensueing the date of the Same bill in Patuxent River To the which payment of which tobacco the Said Thomas did bind himselfe his heirs execut^{rs} adm^{rs} & assignes Notwithstanding which the Said Thomas Bankes the Said Summe of three thousand two hundred pounds of tobacco according to the tenor of the Said bill to him the Said Roger hath not as yet paid though often thereunto required but the same to pay hath refused & as yet doth refuse whereupon the Said Roger Saith he is dampnified & hath lost to the value of two thousand pounds of tobacco & thereupon he bringeth his Suite.

And the Said Thomas Banckes the fiftenth day of february in the 43th yeare of his Lopps Dominion &c in his proper person cometh into Court and Saith nothing in barre or avoidance of the action aforesaid of him the said Roger because he oweth the said summe of three thousand two hundred pounds of tobacco in such manner and forme as the said Roger hath above against him declared Therefore it is considered by the Court here that the said Roger recover

against the said Thomas the said summe of three thousand two hundred pounds of tobacco the debt aforesaid as also the sume of five hundred Seventy One pounds of tobacco for his costs & charges in this behalfe laid Out But so as execution thereof cease untill the tenth day of November next. Liber M M

Thomas Hedge } Comand was given to the Sheriff of S^t Maries
ag^t } County that he attach Daniel Jenifer late of S^t
Daniel Jenifer } Maries County otherwise called Daniel Jenifer of
Accomack County in Virginia if he should be found
in his Bailiwick so that he have his body here the
ninth day of ffebruary in the 43th yeare of his Lo^{pps}

Dominion &c to answer unto Thomas Hedge in a plea that he render unto him the summe of seaven thousand three hundred pounds of tobacco which to him he oweth and unjustly deteineth. Att which said ninth day of ffebru'y in the yeare aforesaid the Same Sheriff maketh returne that the said Daniel Jenifer is not found in his Bailiwick whereupon the said Thomas Hedge by Robert Carville his Attorney prayed an attachment against the estate of the said Daniel according to Act of Assembly in that case made and provided and it is granted unto him by the Court here.

At which Said next Provinciaall Court to wit the fourth day of May in the 43th yeare of his Lo^{pps} Dominion &c Came the Said Daniel Jenifer in his proper pson and defendeth the force and injury when &c and Saith he hath nothing to Say in barr of the Said action but that judgment passe against him for the debt aforesaid therefore it is considered of by the Court here that the Said Thomas doe recover against him the Said Daniel the Said Summe of Seaven thousand three hundred pounds of tobacco with costs of Suite and the Said Daniel in mercy &c only execucōn is Stayed till the tenth day of November next. Costs allowed 605 1 to 5. p. 520

John Blomfeild } Philip Rossell and George Mathews late of S^t
ag^t } Maries County otherwise called Philip Rossell and
Philip Rossell & } George Mathews of S^t Maries County were Sum-
George Mathews } ōned to answer unto John Blomfeild Clerke of the
Provinciaall Court according to the libertyes and
priviledges of Attornyes and other ministers of
the same Court allowed &c in a plea that they
Keepe with him the Covenants betweene them
made according to the forme force and effect of
certaine Articles of agreement between them made.

And whereupon the said John by Kenelm Cheseldyn his Attorney Saith that whereas the Said Philip and George by certaine Articles of agreement made the Six and twentieth day of April in the 43th yeare of the Dominion of Caecilius &c Annoq³ Dom³ One thousand

Liber M M Six hundred Seventy foure Sealed with the Seales of them the said Philip and George and here in Court produced whose date is the day and yeare abovesaid did covenant promise grant and agree to and with the said John to pay him the said John or his Order the full quantity of twelve hundred pounds of tobacco to help to repaire & secure the fencing upon the plantation of him the said John to allow the said John or his Order Such Satisfaction as might be by any two indifferent men adjudged in worth for their not tending and housing what Corne was planted in the feild called Nicholas's Peece as also two thousand Corne holes more which they were formerly intended to tend & house for the Said John and also should One day in a weeke dureing Sider time help the said John or his Order in gathering of apples and quinces and makeing Sider and quince drinke and farther to doe any necessary thing whatsoever about the plantation as by the said articles of agreement it doth and may more fully appeare And the said John in fact Saith that the said Philip and George have not performed the Covenant aforesaid though often thereunto required but the same to doe & pforme have refused and Still doe refuse to the great damage of the said John whereupon he Saith he is dampnified & hath losse to the value of five thousand pounds of tobacco & thereupon he bringeth his suite And whereupon the said Philip Rossell and George Mathews by George Oldfeild their Attorney come and defend the force and injury when &c and say that the said John Blomfeild Ought not to have his action against them the said Philip and George for that they have performed all and Singular the Covenants betweene them made which on their Part Ought to be performed and Kept according to the forme force & effect of the said Articles of agreement and upon this they putt themselves upon the Country and the said John also Therefore it is comanded the Sheriff that he cause to come here twelve &c.

Now here at this day to wit the fiftenth day of ffebruary in the 43th yeare of the Dominion of Caecilius &c came the said John by his Attorney and the said Philip and George by their Attorney and
 p. 521 the jurors of that jury likewise came to wit John Balley John Luellin Richard Ackworth Morgan Jones Henry Rider John Hunt Thomas Doxey John Doxey Joseph Edloe Richard Ball Thomas Courtney & Stephen Murty who being impannelled Sumoned and Sworne to say the truth in the premisses the defendants appeared not but suffered judgment to passe against them by default Whereupon it is considered by the Court here that the said John recover against the said Philip and George his damages by Occasion aforesaid together with costs of Suite and the said Philip and George in mercy &c

Upon the Petition of ffancis Partis Commander of the Shipp Prosperous of Hull and Edward Tarleton Comander of the Dublin

of Liverpoole That they haveing two actions depending in this Court Liber M M
 against Nehemiah Blackistone and George Charlesworth for goods
 and Servants bought of them and not Knowing whether ever they
 may fortune to come into this Country againe being employed upon
 merchants accompts & being Strangers here & never in this prov-
 ince before, whereupon it was Ordered that ffryday the ninetenth of
 this instant ffebruary be appointed to heare & determine all causes
 relateing to Masters of Shippes for their more speedy dispatch.

At which said nintenth day of ffebruary in the 43th year of his
 Lopps Dominion &c Annoq̃ Dom̃ 1674 were present the Hon^{ble}
 Charles Calvert Esq̃ Leivtenñt General and Cheife justice,
 Philip Calvert Esq̃ Chancellour, W^m Calvert Esq̃ Secretary
 Baker Brooke Thomas Truman Thomas Taillor and Samuel
 Chew Esq̃ justices.

John Harrison	} Richard Ambrose late of Charles County mer- chant was Sumoned to answer unto John Harri- son of a plea that he render unto him his reason- able accompt of the time that he was receiver of the tobaccoes of him the said John.
ag ^t	
Richard Ambrose	

And whereupon the Said John Harrison by Kenelm Cheseldyn his
 Attorney complaineth that whereas the Said John Harrison did de-
 liver unto the said Richard Ambrose the foure and twentieth day of
 March in the yeare One thousand Six hundred Seventy three an
 accompt and last of debts Oweing to him the said John from Sev-
 erall persons in this Province amounting to the Summe of Seaven
 thousand nine hundred Seventy eight pounds of tobacco a particu-
 lar whereof is here in Court produced to be received by him the
 said Richard Ambrose for the proper use of the Said John and when
 thereunto required to render unto him the Said John his reasonable
 accompt of the Sume and the Said John in fact Saith that the said
 Richard did receive of the Said Severall persons the said summe of
 seaven thousand six hundred Seventy three pounds of tobacco Not-
 withstanding which the said Richard Ambrose his reasonable ac-
 compt aforesaid though often thereunto required hath not rendred
 unto him the said John but the same to render hitherto hath and
 Still doth altogether deny to the damage of the said John twelve
 thousand pounds of tobacco And thereupon he bringeth his suite

And the Said Richard Ambrose by Robert Ridgely his Attorney
 cometh and defendeth the force and injury when &c and as to two
 thousand eight hundred forty two pounds of tobacco part of the said
 Seven thousand nine hundred Seventy eight pounds of tobacco which
 the said John by his declaration aforesaid above supposeth him the
 said Richard by the time aforesaid to have received he Saith that the
 Said John his action against him Ought not to have because he Saith
 that he the Said Richard the ninetenth day of January One thousand
 six hundred Seventy foure did fully accompt with the Said John
 of the same two thousand eight hundred forty two pounds of to- p. 522

Liber M M bacco and this he is ready to averre whereupon he prayes judgm^t if the said John as to the Said two thousand eight hundred forty two pounds of tobacco his action aforesaid against him Ought to have And as to five thousand One hundred thirty Six pounds of tobacco residue of the Seven thousand nine hundred Seventy eight pounds of tobacco which the aforesaid John by his declaration aforesaid above Supposeth him the said Richard by the time aforesd to have received he Saith he was never receiver of the same and of this he putts himself to the judgment of the Court and the plaintiff likewise. And the Said Richard Ambrose produceth here into Court an accompt of Debtor and Creditor which is as followeth Vizt.

M ^r John Harrison is D ^r	To ^b .
To 2 hdds of to ^b brought from Major } Gibsons Quarter neate.....	885
To 4 hdds to ^b paid you at Mattapeny... } Quarter neate	1241
To 118 ^l Sug ^r bought by y ^e Ord ^r of M ^r } Joseph Calley at 5 ^l P ^l is.....	590
To Tobacco paid M ^r Hatch.....	200
To Salery receiving 2842 ^l	284
	<hr/>
	Summa ^l 3200

P Contra Cred ^r	Tobacco.
By Benj ^a Rozer received of him.....	1645
By Mathew Hill received of him.....	30
By Cap ^t Boreman received of him.....	1081
By W ^m Hinsey.....	54
By Thomas Notley.....	32
	<hr/>
	2842
Rest due to ba ^{ll} to Rich. Ambrose.....	358
	<hr/>
	Summa ^l = 3200

Errors excepted by me Richard Ambrose.

And to the accompt mentioned in the declaration aforesaid of him the said John wherein he supposeth him the said Richard to be receiver the said Richard Ambrose here at this day to wit the ninth day of ffebru^y in the yeare aforesaid being Sworne in Open Court upon his Oath Saith that to the best of his Knowledge he never received any part of the same accompt except the Creditt given as abovesaid. whereupon it is considered by the Court here that the said Richard Ambrose recover against the said John Harrison the summe of three hundred fifty eight pounds of tobacco the

ballance of the accompt abovesaid as also the summe of nine hundred pounds of tobacco for his costs of Suite and the said John in mercy for his false claime. Liber M M

Edward Tarleton	}	George Charlsworth late of S ^t Maries County planter otherwise called George Charlsworth of S ^t Ellen [?]s in the Province of Maryland was Summoned to answer unto Cap ^t Edward Tarleton of Liverpoole of a plea that he render unto him the whole & just quantity of twenty-eight hundred pounds of Sufficient and merchantable tobacco & casque which to him he oweth and unjustly deteineth
ag ^t George Charlsworth		

And whereupon the Said Edward Tarleton by Robert Ridgely his Attorney Saith that whereas the said George Charlsworth the eighth day of January in the 43th yeare of the Dominion of Caecilius & Annoq; Dom One thousand six hundred Seventy foure by his certaine bill Obligatory Sealed with the Seale of him the said George and here in Court produced whose date is the day and yeare aforesaid did thereby acknowledge to owe and be justly indebted unto the said Edward the whole & just quantity of twenty eight hundred pounds of Sufficient & merchantable tobacco & caske which the said George did promise & engage himselfe his executors & adm^rs. p. 523
to pay unto the said Cap^t Edward Tarleton or his Order upon demand the said George did promise to pay the contents of the abovesaid bill without any fraud Notwithstanding which the said George the said twenty eight hundred pounds of tobacco to him the said Edward Tarleton according to the tenor of his Said bill though often demanded hath not paid but the same to pay hath refused & denied & as yet doth refuse and deny whereupon the said Edward Saith he is dampnified & hath lost to the value of three thousand pounds of tobacco and thereupon he produces his suite.

And the said George by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and Saith nothing in barr of the action aforesaid of him the said Edward Therefore it is considered by the Court here the nineteenth day of ffebruary in the 43th yeare of his Lopps Dominion &c That the said Edward recover against the said George the debt aforesaid as also the summe of five hundred Seventy One pounds of tobacco costs of Suite & the said George in mercy.

ffebruary 15th 1674.

Ordered that the Secretary amerce the respective Sheriffs if they have made no returnes of their writts, grant attachments upon non est inventus & procedendoes upon appeales.

The Court adjourned untill the third tuesday in April next.

Liber M M Maryland ss.

Att a Provinciaall Court held at the City of S^t Maries the fourth day of May in the 43th yeare of the Dominion of Caecilius æc Annoq^d Domⁱn One thousand Six hundred Seventy five at which day were present

The Hon ^{ble}	{	Charles Calvert Esq ^d Leivten ^{nt} Generall Cheife justice	} Esq ^s justices.	
		Philip Calvert Esq ^d Chancellour.		
		William Calvert Esq ^d Secretary		
		Baker Brooke		
		{	Jesse Wharton	

Then was Charles Boteler admitted and Sworne One of the Attornyes of this Court according to the usuall Oath for Attornyes of this Court.

Proprietary	}	} These two causes agreed and the papers all delivered to the Attornyes on both sides and fifth day of May.
ag ^t		
Vansweringen	}	
Proprietary		
ag ^t	}	
John Barnes execut ^r		
Walter Waterling		

Daniel Jenifer	}	} agreed
ag ^t		
Jonathan Squire adm ^r		
John Morecroft.		

ffrancis Armstrong	}	} discontinued.
ag ^t		
John Anderson		

p. 524 To all Christian People to whom these presents Shall Come John Anderton of Calvert County in the Province of Maryland Gent Sendeth Greeting Whereas William Eltonhead late of the Same County deceased did in the yeare of Our Lord One thousand Six hundred fifty foure by his Deed of Lease grant demise and to farme lett unto the said John Anderton all that Neck of land runing from the head of a Necke of land called Anthill neck into a branch called the head of S^t Johns Creeke containeing One hundred acres more or lesse being parcell of the Mannour of Little Eltonhead in the same County To have and to hold the same to him and his heirs for and dureing the lives of him the said John Anderton and Gertrude his wife and Thomas Taylor under the yearly Rent of One barrell of Indian Corne with a Clause of reentry for non payment of the Said rent And whereas the Said Mannour of Little Eltonhead is Since by Severall mesne assignments come to the Seizin and pos-

session of the Hon^{ble} Charles Calvert Esq who is now the present **Liber M M**
 Lord of the ffee of the Said Mannour and premisses and hath for
 non payment of the Said Rent arreare for many yeares made re-
 entry into the premisses demised to the said John Anderton as afore-
 said Now Know yee That I the Said John Anderton for and in
 consideration of the summe of fiteene hundred pounds of tobacco
 to me in hand paid by the Said Charles Calvert at and before the
 ensealeing and delivery of these presents the receipt whereof I doe
 hereby acknowledge and thereof and of every part thereof doe fully
 and freely acquitt and discharge the Said Charles Calvert his execu-
 tors adm^r or assignes by these presents and for divers other good
 causes and considerations mee thereunto Especially moveing have
 remitted released and for ever quit claimed and by these presents
 doe for me and my heirs fully cleerely and absolutly remise release
 and for ever quitclaime unto the said Charles Calvert in his full and
 peaceable possession and Seizin and to his heirs and assignes for
 ever the said Neck of land So demised as aforesaid and all such right
 estate interest and demand whatsoever which I the said John Ander-
 ton have had or ought to have of in or to the Said demised land and
 premisses or to the Said Mannour of Little Eltonhead or any part
 or parcell thereof by any wayes or meanes whatsoever To have and
 to hold the Said demised lands and premisses and every part and
 parcell thereof to him the Said Charles Calvert his heirs and assignes
 for ever So that neither the Said John Anderton nor his heirs shall
 have claime, or demand any right estate or title thereunto or any part
 thereof but shall for ever hereafter be utterly excluded and barred
 from any right or title to the same by these presents In Testimony
 whereof I have hereunto Sett my hand and Seale this fifth day of
 May in the three and fortith yeare of the Dominion of Caecilius
 Absolute Lord and Proprietary of the Provinces of Maryland and
 Avalon Lord Baron of Baltemore &c Annoq Doñ 1675.

Sealed and delivered in

John Anderton (Sealed)

the presence of.

Vincent Lowe

Ro: Carvile.

May the 5th 1675.

The abovesaid Deed was by the Said John Anderton Signed Sealed
 and acknowledged in Open Court to be his Act and deed to the use
 therein specified.

John Moll }
 ag^t } agreed.
 Henry Brayne }

Be it Knowne unto all men by these presents That Wee William p. 525
 Orchard and George Lewen of the Towne and County of Poole in

Liber M M the County of Dorsett and William Body of Sarum in the County of Wills merchants doe hereby nominate appoint constitute and make Our trusty and beloved freind Edward Mann formerly of Poole aforesaid and now in Maryland or Virginia merchant to be Our true and lawfull Attorney for Us and in Our names and to Our Only use and behoofe to aske levy require recover and receive of and from all and every person and persons whatsoever in Maryland and Virginia aforesaid all and every Such Summe and Summes of mony goods chattells bargaines debts bonds bills writeings and all things whatsoever else as may appeare due unto Us or either of Us at any time or times past or to come by any wayes or meanes howsoever also to call to accompt reckon with and make up accompts for Us and either of Us: and to make any bargain and bargaines for Us with any person or persons whatsoever, and to pay debts draw bills lands releases and other writeings as he shall See Occasion for Us and them also to signe Seale and confirme Giveing and Granting unto Our said Attorney Our full and whole power and lawfull Authority in the premisses to Act and doe for Us and either of Us in all places in and about Maryland and Virginia with all and Singular person and persons as abovesaid and in every respect as much as Wee Our Selves might or could doe if wee were in Our Owne persons present to all intents and purposes which concernes Us and either of Us in any wise whatsoever And all that ever Our Attorney shall doe or cause to be done in the premisses by virtue of these presents Wee doe hereby promise and Oblige Our Selves to allow fullfill ratifie confirme & establish In wittnesse whereof Wee have hereunto putt Our hands & Seales Dated in Poole this ninth day of January in the Six and twentieth yeare of the Reigne of Our Sovereigne Lord Charles the Second King of England &c Annoq̃ Doñ 1674.

Witt: Orchard (Sealed)

Signed Sealed & delivered

in presence of

Geo: Lewen (Sealed)

John Dunell

James Hallybread

Will Body (Sealed)

Eustace Mores[?]

John Skues

Christopher Reekes

John Millett.

Memorandum That this day to wit the 8th day of June in the 43th yeare of the Dominion of Caecilius &c Annoq̃ Doñ 1675 Came before me W^m Calvert Esq̃ One of his Lopps justices of this Province of Maryland John Skues One of the witnesses to the above-written Letter of Attorney and made Oath that the said W^m Orchard George Lewen and W^m Body did in presence Signe Seale & deliver the Said Letter of Attorney to the use therein Specified and thereupon he Sett his hand as a wittnesse.

Witt Calvert.

George Robbins }
 ag^t } agreed.
 Henry Brayne }

Liber M M

Garret Vansweringen }
 ag^t }
 Richard Moy }
 John Barnes }
 ag^t } these three causes agreed.
 Richard Moy }
 Thomas Gant }
 ag^t }
 ffancis Swinfen }

p. 526

May the 6th 1674.

John Le ffebure Petitioneth the Court That he is diseased by certaine infirmity of old Sores fallen into his legg that he is unable to worke for his liveing neither hath any thing to help himselfe but almost Starved for want of Sustenance and releife and prayes allowance for a maintenance or to transport him to his native Country.

The Court here being informed that the County Court of S^t Maries County have allowed him Eight hundred pounds of tobacco towards his transportation doe Order that M^r Clement Hill take Care for his passage and what remaine of the Eight hundred pounds of tobacco when his passage is satisfied that he pay him the same.

Benj^a Rozer } Henry Spry late of Baltemore County Merchant was
 ag^t } attached by a writt of priviledge issueing Out of this
 Henry Spry } Court to answer unto Benjamin Rozer Gent One of
 the Attornyes of this Court according to the liberties
 and priviledges &c allowed in a plea of trespas upon
 the case

And whereupon the Said Benjamin in his proper person complaineth that whereas the Said Henry the tenth day of June in the yeare One thousand Six hundred and Seventy Stood indebted to the said Benjamin the summe of thirteene hundred fifty & two pounds of good muscavados Sugar being the neate produce of foure hoges-heads of tobacco which the said Henry received of the Said Benjamin by the hands of John Mason Comāder of the Shipp Primrose of Barbadoes and that the said Henry Sold for the proper use of the Said Benjamin in the Island of Barbadoes In consideration whereof the said Henry did assume upon himselfe and to the said Benjamin did faithfully promise that he the said Henry when thereunto required would well & truly content & pay unto him the said Benjamin the said thirteene hundred fifty two pounds of good muscovado Sug^r or the Value of the same And the said Benjamin in fact

Liber M M Saith that he the said Henry did receive the said thirteene hundred fifty two pounds of Sugar as the neate produce of the said foure hogeshead of tobacco received & sold for the proper use of him the said Benjamin Notwithstanding which the said Henry the said thirteene hundred fifty two pounds of Sug^r nor the value of the same according to his promise and assumption aforesaid hath not paid & Satisfied to him the said Benj^a though often thereunto required but the same to pay & Satisfie hath and Still doth altogether deny and refuse to the damage of the said Benjamin Seaven thousand pounds of tobacco And thereupon he bringth his suite.

p. 527 Now here at this day to wit the fifth day of May in the 43th yeare of the Dominion of Caecilius &c Came the said Henry Sprye in his proper person and defendeth the force and injury when &c and saith nothing in barre or avoidance of the action aforesaid of him the said Benjamin for that he oweth the said Benjamin the said quantity the said of thirteene hundred fifty two pounds of Sugar in such manner & forme as the said Benjamin hath above declared against him therefore it is considered by the Court here that the Said Benjamin recover against the Said Henry the summe of three thousand pounds of tobacco for his damages by Occasion of the trespas aforesaid as also the Summe of five hundred Seventy two pounds of tobacco costs of Suite & the Said Henry in mercy &c.

John Quigley ag ^t Garret Vansweringen	}	Garrett Vansweringen late of S ^t Maries City otherwise called Garrett Vansweringen of the City of S ^t Maries in the Province of Maryland Gent was Sum ^o oned to answer unto John Quigley Gent One of the Attornyes of this Court according to the liberties and priviledges of Attornyes and other ministers of the Same Court allowed in a plea that he render unto him One hundred and fourteene thousand nine hundred and fifty pounds of tobacco which to him he oweth and unjustly deteineth
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And whereupon the Said John in his proper person Saith that whereas the Said Garrett upon the tenth day of July in the yeare of Our Lord One thousand Six hundred Seventy foure by his certaine bond or writeing Obligatory Sealed with the Seale of the Said Garrett here in Court produced whose date is the day and yeare abovesaid did confesse and acknowledge himselfe to Owe and Stand indebted unto the Said John Quigley the full and just quantity or Summe of One hundred and fourteene thousand nine hundred and fifty pounds of good Sound and merchantable tobacco and casque to be paid to the Said John Quigley his heirs executors administrators or assignes Yet the said Garrett Vansweringen the Summe of One hundred & fourteene thousand nine hundred and fifty pounds

of tobacco to him the Said John according to the Said bond though often required hath not paid or Satisfied but the same to pay hath hitherto denyed and Still doth deny to pay the Same to the damage of the Said John One hundred and twenty thousand pounds of tobacco And thereupon he bringeth his Suite. Liber M M

And the Said Garrett Vansweringen by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth heareing of the writeing aforesaid and it is read unto him he prayeth also the heareing of the Condition of the Said writeing and it is read unto him in these words The Condition of this Obligation is Such That if the abovebound Garrett Vansweringen his heirs executors or administrators shall for his or their parts well and truly pay or cause to be paid unto the abovenamed John Quigley his heirs executors administrat^{rs} or lawfull Attorney the just & full quantity of fifty Seaven thousand foure hundred Seventy five pounds of good Sound merchantable leafe tobacco and caske at or before the tenth day of October next ensuing the date hereof in Some convenient place or places in St Maries County Charles County Calvert County Kent and Talbott County that then this Obligation to be void & of none effect otherwise to stand in full force power & Virtue in the Law Which being read and heard the Said Garrett prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the Same day is given to both parties here. p. 528

Att which Said next Provinciaall Court to wit the Sixth day of May in the 43th yeare of the Dominion of Caecilius &c Came the Said John Quigley and the Said Garrett by his Attorney aforesaid came likewise and the Said Garrett demandeth judgment of the writt aforesaid because he Saith that the Originall writt of the Said John Quigley is a writ of priviledge as an Attorney of this Court, and that the Said debt was not due to the said John upon the accompt of Attornyes ffees for which only a writ of privilege lyeth and this he is ready to averre and thereupon demands judgment of the writ aforesaid &c. whereupon the judgment of the Court here is that there is no cause of abatement of the writ aforesaid of him the Said John Quigley therefore it is considered by the Court here (Nemine Contra dicente) that the Said John Quigley recover against the Said Garrett Vansweringen aswell the Summe of One hundred and fourteen thousand nine hundred & fifty pounds of tobacco the penalty of the writeing Obligatory aforesaid as also the sume of pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the said Garret in mercy &c

Garret Vansweringen ag ^t John Quigley	}	Memorandum that this present Court to wit the ninth day of ffebruary in the 43 th yeare of the Dominion of Caecilius &c Annoq; Dom 1674 came here into Court Garret Vanswer-
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Liber M M

ingen by Kenelm Cheseldyn his Attorney and exhibiteth here into Court his certaine bill against John Quigley Gent One of the Attornyes of this Court in a plea of trespas upon the case

And whereupon the said Garret Vansweringen by the Said Kenelm Cheseldyn his Attorney complaineth that whereas the said Garret Vansweringen being possessed of a certaine man Servant named Robert Harper being a Chirurgeon and Skillfull in administring Physick and also was possessed of divers medicam^{ts}, plaisters drinckes Cordialls julips and Other wholsome & fitt things for the cure of distempers, the said John Quigley being Sicke and languishing under a greivous distemper called the gripping of the Gutts the Said John Quigley the fourth day of July in the yeare of Our Lord 1674 in consideration that he the said Garrett would permit him the Said Robert Harper his Servant to attend the said John and administer unto him Such necessary and fitt medicines and remedies for the recovery of him the said John Out of his distemper called the griping of the Gutts and also to administer unto the Servants of the said John such necessary & fitt medicines and remedies for the recovery of them or any of them of the Severall distempers the said John Quigley upon himselfe did assume and to the Said Garret did faithfully promise that he the said John would satisfie and pay the said Garret asmuch as the paines and Skill of the said Robert and the medicines and remedies expended by him the said Robert on him the Said John should be worth And the said Garret in fact Saith that trusting to the faithful promise and assumption of him the said John to him the said Garrett So as aforesaid made he the said Garrett did permitt and Suffer the Said Robert to administer Such necessary and fitt medicines to the said John and his Servants as their Severall distempers did require, and the said Robert from the said fourth day of July in the yeare aforesaid untill the 27th day of November then next following at divers dayes and times did attend the said John and his Servants and to them did administer Such medicines and remedies as their Severall distempers did require a particular whereof by the said Garret is here in Court produced And the said Garret further Saith that for the time care paines and Skill of his Said Servant Robert Harper in attending the said John and his Serv^{ts} and the medicines and remedies he did upon them expend the said Garret doth reasonably deserve the summe of five thousand three hundred thirty five pounds of tobacco Notwithstanding which the Said John his promise and assumption So as aforesaid made little regarding but deviseing and fraudulently intending him the said Garret in this behalfe craftily and Subtilly to deceive and defraud to him the said Garret the said summe of five thousand three hundred thirty five pounds of tobacco hath not paid though often there-

p. 529

unto requested but the same to pay hath and Still doth deny to the damage of the said Garret tenn thousand pounds of tobacco and thereupon he produces his suite. Liber M M

And the Said John Quigley by Robert Carville his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provincial Court and it is granted him the same day is given to both parties here.

Now here at this day to wit the fifth day of May in the 43th yeare of the Dominion of Caecilius &c Annoq̃ Doñ One thousand six hundred Seventy foure came the said Garret Vansweringen by his Attorney aforesaid and the said John Quigley in his proper person came likewise and the said John Quigley Saith that he did not assume upon himselfe and to the Said Garret make such promise as the said Garret hath above declared and of this he putts himselfe upon the Country and the plaintiff likewise Therefore Comānd is given to the Sheriff that he cause to come here twelve &c At which said fifth day of May in the yeare aforesaid came the jurors of that jury to wit Walter Hall John Newton Morgan Jones ffrancis Anketill George Marshall Edward Jolley David Driver Joseph Tilly Tobias Wells Edward Roe Thomas Price Raymond Stapelfort who being Sumōned and Sworne to Say the truth of and in the premisses and the said accompt being sworne to by the said Robert Harper the jurors aforesaid went together to consider of their Verdict which Said Verdict was by the Court Ordered to be taken by the Hon^{ble} the Secretary which said jurors being agreed returned their Verdict to the Secretary in these words vizt Wee the jurors doe find for the plaintiff to be due of this within mentioned accompt three thousand three hundred thirty five pounds of tobacco for damages.

Now here at this day to wit the Sixth day of May in the yeare aforesaid came the said Garret Vansweringen by his Attorney aforesaid and the said John Quigley in his proper person and the jurors aforesaid likewise came which said jurors againe doe say Wee the jurors doe find for the plaintiff to be due of this within mentioned accompt three thousand three hundred thirty five pounds of tobacco for damages.

Therefore it is considered by the Court here that the Said Garret Vansweringen recover against the said John Quigley the summe of three thousand three hundred thirty five pounds of tobacco for his damages Occasioned by the trespass aforesaid and also the Summe of pounds of tobacco costs of Suite and the Said John in mercy &c. p. 530

Samuel Tracey }
 ag^t }
 Thomas Morley } }

Liber M M	Jn ^o Eason & ux	}	} these foure causes agreed.
	ag ^t		
	Richard Gorsuch	}	
	George ffinion		
	ag ^t	}	
	John Blackiston		
	Thomas Oakely	}	
	ag ^t		
	Lydia Solley adm ^{rx}		
	Benj ^a Solly		

May the 6th 1675.

Upon the Petition of Henry Mitchell that being under execution at the Suite of Covell and Groves in the custody of M^r Henry Darnall Sheriff of Calvert County and now being like to be turned Over to M^r Hill Sheriff of S^t Maries County desireing to remaine in the Custody of the Sheriff of Calvert County by which meanes he may the Sooner be capable of Satisfieing the debt due from the petitioner to the Said Covell and Groves. The Petition was then granted.

Richard Keene	}	Thomas Dent Administrator of the goods and Chattells of William Ditton merchant deceased was attached to answer unto Richard Keene of a plea of trespas upon the case.
ag ^t		
Thomas Dent Adm ^r W ^m Ditton		

And whereupon the Said Richard Keene by Robert Ridgely his Attorney complaineth that whereas the Said William the twelfth day of March One thousand Six hundred Seventy foure being languishing of a greivous dis-temper in consideration that the Said Richard would take the Said William into his house and there cause him to be carefully looked after and tended in his Said Sicknesse and provid him Such necessary accomodation at his said house as should be fitt for him the Said William did assume upon himselfe and to the Said Richard did faithfully promise that he would well and truly Satisfie and content the Said Richard what he Should deserve And the Said Richard in fact Saith that he did receive the Said William into his house and him there provided for with Such things as were necessary and caused him to be tended and looked after dureing the time of his sickness to say from the twelfth day of March untill the fifteenth day of March then next following for which he did reasonably deserve the Summe of two thousand pounds of tobacco an accompt of the particulars of which the Said Richard here in Court produceth Notwithstanding which the Said William in his life time nor the said Thomas Since his death to whom Administration of all and Singular the goods and chattells of the said William Since his death was

committed the said two thousand pounds of tobacco hath not paid but the Same to pay have denyed and yet doe deny to pay the Same to the damage of the Said Richard three thousand pounds of tobacco and thereupon he bringeth his suite. Liber M M

Now here at this day to wit the Sixth day of May in the 43th yeare of the Dominion of Caecilius &c came the Said Thomas Dent the Administrator aforesaid in his proper person and Saith nothing in barre or avoidance of the action aforesaid of him the said Richard Therefore it is considered by the Court here that the said Richard Keene recover against the said Thomas of the goods and chattells of the said W^m Ditton the summe of two thousand pounds of tobacco together with five hundred & twelve pounds of tobacco costs of Suite.

Samuel Winslow	} Edward Winckles late of Talbot County other-
ag ^t	
Edward Winckles	} wise called Edward Winckles in the County of
	} Talbott was Summoned to answer unto Samuel
	} Winslow merchant of a plea that he render unto
	} him the summe of three thousand One hundred
	} pounds of tobacco which to him he owes and un-
	} justly detainies &c.

And whereupon the Said Samuel by John Rousby his Attorney Saith that whereas the Said Edward the third day of June in the yeare of Our Lord One thousand Six hundred Seventy three did by his certaine bill Obligatory Sealed with the Seale of him the said Edward here in Court produced whose date is the day & yeare abovesaid for the use and On the behalfe of Jonathan Hopkinson bind himselfe his heirs executors adm^{rs} and assignes to pay or cause to be paid unto the Said Samuel Winslow merchant his heirs executors adm^{rs} or assignes or certaine Attorney the full hole and just Summe of three thousand One hundred pounds of good Sound well conditioned tobacco with casque To be paid upon demand for the which payment to be made in Wye or Miles River the Said Edward did bind himselfe his heirs and assignes haveing already received Satisfaction for the Same Notwithstanding which the said Edward the said Summe of three thousand One hundred pounds of tobacco according to the tenor of the Said bill though often demanded hath not paid but the Same to him to pay hitherto hath denyed and as yet doth deny and refuse to the damage of the Said Samuel five thousand pounds of tobacco and thereupon he brings his suite.

And the aforesaid Edward here at this day to wit the Sixth day of May in the 43th yeare of the Dominion of Caecilius &c by Vincent Lowe his Attorney comes and defends the force and injury when &c and Saith nothing in barre or avoidance of the aforesaid action of the aforesaid Samuel by which the Said Samuel remaineth against the said Edward thereupon undefended Therefore it is considered

Liber M M that the aforesaid Samuel recover ag^t the Said Edward his debt aforesaid and his damages by reason of the detaineing of the same debt unto five hundred thirty five pounds of tobacco to him the said Samuel of his assent by the Court adjudged And the aforesaid Edward in mercy &c.

John Newton of Charles County being One of the jurors in the cause betweene Garret Vansweringen plaintiff & John Quigley def^t and not appeareing at the delivery of the verdict in Court fined 500 ^l to^b.

p. 532 Garret Vansweringen } Memorandum That this present Court to wit
ag^t } the ninth day of ffebruary in the 43th yeare of
John Quigley } the Dominion of Caecilius Annoq; Dom̃ 1674
came here unto Court Garret Vansweringen
by Kenelm Cheseldyn his Attorney and ex-
hibiteth here into Court his certaine bill
against John Quigley Gent one of the At-
tornyes of this Court of a plea of trespas upon
the case.

And whereupon the Said Garret by Kenelm Cheseldyn his At-
torney Complaineth that whereas the Said Garret at the Speciall in-
stance and request of the Said John from the tenth day of July in
the 43th yeare of the Dominion of Cacilius &c Annoq; Dom̃ 1674
untill the tenth day of January then next following did disburse and
pay to Severall persons for the proper accompt of the Said John
Severall Summes of tobacco amounting in the whole to the Summe
of twenty thousand two hundred and Seventy pounds of tobacco a
particular whereof by the Said Garret is here in Court produced
In consideration whereof the Said John did assume upon himselfe
and to the said Garret did faithfully promise that he the said John
the Said summe of twenty thousand two hundred and Seventy
pounds of tobacco to him the Said Garret would well and truly con-
tent pay & satisfie when thereunto required Notwithstanding which
the said John Quigley his promise and assumption So as aforesaid
made not regarding but deviseing & fraudulently him the Said Gar-
ret in this behalfe craftily and Subtilly to deceive and defraud the
said twenty thousand two hundred & Seventy pounds of tobacco to
him the said Garret according to his promise and assumption afore-
said in forme aforesaid made though often thereunto required hath
not paid or Satisfied but the same to pay or satisfie hath denyed &
refused and as yet doth deny and refuse to pay the Same to the
damage of the said Garret twenty eight thousand pounds of tobacco
& thereupon he brings his suite.

And the Said John Quigley by Robert Carvile his Attorney cometh
and defendeth the force and injury when &c and prayeth liberty of

Speakeing hereunto untill next Provinciaall Court and the same day is given to both parties. Now here at this day to wit the Seventh day of May in the 43th yeare of the Dominion of Caecilius &c came the said Garret by his Attorney aforesaid and the said John in his proper person Came likewise and the said John Saith that he did not assume upon himselfe and to the Said Garret make such promise as the said Garrett hath above declared and of this he putts himselfe upon the Country and the plaintiff likewise Therefore Comand is given to the Sheriff that he cause to Come here twelve &c Att which said Seventh day of May in the yeare aforesaid came the said Jurors to wit Walter Hall Jn^o Newton Morgan Jones ffrancis Anketill George Marshall Edward Jolly David Driver Joseph Tilley Tobias Wells Edward Roe Thomas Price & Raymond Stapelfort who being impannelled Sumoned & Sworne to Say the truth of and in the premises upon their Oathes doe Say Wee find for the plaintiff fifteen thousand nine hundred twenty eight pounds of tobacco with costs Therefore it is considered by the Court here that the Said Garret recover against the said John Quigley aswell the Summe of fiftene thousand nine hundred twenty eight pounds of tobacco for his damages by Occasion of the trespas aforesaid as also the summe of pounds of tobacco costs of Suite and the said John in mercy &c.

Garrett Vansweringen } Memorandum That this present Court to wit
ag^t } the ninth day of february in the 43th yeare
John Quigley } of the Dominion of Caecilius &c Annoq^o Domⁱ
1674 Came here into Court Garret Vansweringen by Kenelm Cheseldyn his Attorney and exhibiteth here into Court his certaine bill against John Quigley Gent One of the Attornyes of this Court of a plea of trespas upon the case.

And whereupon the Said Garret by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Quigley the eight and twentieth day of October in the three and fortith yeare of the Dominion of Caecilius &c Annoq^o Domⁱ One thousand six hundred Seventy foure in consideration that the said Garrett at the speciall instance and request of him the said John delivered unto him the Said John to the use and behoofe of him the said Garret divers bills Orders of Court and accompts of Severall persons for Severall Summes of tobacco due and Oweing to the Said Garret amounting in the whole to the summe of eight thousand Seaven hundred Sixty and Six pounds of tobacco a particular whereof is by the Said Garret here in Court produced the Said John Quigley did assume upon himselfe and to the said Garret did faithfully promise that he the said John when thereunto demanded would returne the Said bills Orders

Liber M M of Court and accompts unto him the said Garret in like manner as he received them from him the Said Garret or the tobacco due from the said persons upon the Said bills Orders of Court and accompts So soone as he Should receive it of them that he would pay it to the said Garret or his Order And the Said Garret in fact Saith that he trusting to the faithfull promise of the said John did deliver unto him the Said John the aforesaid bills Orders of Court and accompts amounting in the whole to the said summe of Eight thousand Seaven hundred Sixty & Six pounds of tobacco as aforesaid Notwithstanding which the said John Quigley his promise and assumption in that behalfe not regarding but endeavouring and fraudulently intending him the said Garret to defraud and deceive the Said bills Orders of Courts and accompts as aforesaid according to his promise hath not returned nor the tobacco due upon the Same hath not paid though often thereunto required but the same to pay or deliver againe to him the said Garret hath altogether denyed and Still doth deny to the damage of the said Garret twelve thousand pounds of tobacco And thereupon he bringeth his suite.

And the said John Quigley by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court the same day is given to both parties here, Now here at this day to wit the Seventh day of May in the 43th yeare of the Dominion of Caecilius &c came the said Garret Vansweringen by his Attorney aforesaid & the said
 p. 534 John Quigley in his proper person came likewise and the Said John Saith that he did not assume upon himselfe and to the Said Garret make Such promise as the Said Garret hath above declared and of this he putts himselfe upon the Country and the plaintiff likewise Therefore Comānd is given to the Sheriff that he cause to come here twelve &c which said jurors names are as follow[eth] John Gittings Thomas Bowdle Thomas Courtney W^m Worgen Edward Dorsey Thomas Doxey W^m Asbestone Jn^o Askin W^m King Richard Bayly Jn^o Doxey and Nicholas Guither who being impannelled Sumōned & Sworne were dismiss the parties being content to putt themselves upon the judgm^t of the Court and the judgment of the Court is that there is no cause of action Therefore it is considered by the Court here that the said John recover against the said Garret the summe of pounds of tobacco for his costs of Suite in this behalfe expended and the said Garret in mercy for his false claime.

And the said John Quigley did then promise to deliver the said Garret the bills Specified in the declaration aforesaid together with the Orders of Court & accompts or else to confesse judgment for the same at the next Provinciaall Court.

Comānd was given the Sheriff of S^t Maries County that he cause to come here twelve good and lawfull men of this Province diligently

to enquire what damages Edward Conery hath sustained by Occa- Liber M M
sion of the breach of a Covenant made betweene Thomas Gerard
deceased of the One part & the said Edward Conery of the Other
part. Now here at this day to wit the Seventh day of May in the
43th yeare of the Dominion of Caecilius &c Annoq; Doñ 1675 came
the said Edward by Robert Carvile his Attorney and the jurors of
that jury likewise came to wit John Gittings Thomas Bowdle
Thomas Courtney W^m Worgan Edward Dorsey Thomas Doxey
W^m Asbestone Jn^o Askin W^m King Richard Bayly John Doxey and
Nicholas Guither who being impannelled Summoned and Sworne to
enquire of the damage aforesaid upon their Oathes doe say they find
for the Said Edward Conery for damage & attendance five and
twenty thousand pounds of tobacco besides costs of Suite.

Therefor it is considered by the Court here that the said Edward
recover against the estate of the Said Thomas Gerard aswell the
said Summe of five and twenty thousand pounds of tobacco for his
damages by Occasion of the trespas aforesaid as also the summe of
two thousand foure hundred thirty foure pounds of tobacco costs of
Suite

Thomas Mountfort	}	} these foure causes continued untill next Court
ag ^t		
Thomas Bowdle	}	
Richard Hallett		
ag ^t	}	
W ^m Dunkerton		
Walter Tucker & Comp ^a	}	
ag ^t		
the Same.	}	
Walter Tucker & at		
ag ^t	}	
the Same.		

William Melton	}	} these two causes continued untill next Court.
ag ^t		
John Throster	}	
Thomas Wynne		
ag ^t	}	
John Rawlings		

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Benj ^a Hunton	}	} the action abates the pft being dead.
ag ^t		
George Gunnell		

John Slater	}	} the Sheriff of Somerset County in misericordia
ag ^t		
Thomas Dieas		

Liber M M	Robert Carvile	}	
	ag ^t		
	John Rawlins		
	Robert Carvile		
	ag ^t		
	Arthur Wright		
	Richard ffountaine		
	ag ^t		
	Henry Hawkins		
	Benj ^a Bennitt		
	ag ^t		
	Richard Ball		
	Edward Roe		
	ag ^t		
	Jeremiah Eaton &		
	John Barke.		
	James Nuthall		
	ag ^t		
	Richard Bayly		
	Marmaduke Semme		these thirteene causes continued untill next Court
	ag ^t		
	John Shapley		
	Garret Vansweringen		
	ag ^t		
	Henry Smith		
	George Charlsworth		
	ag ^t		
	Charles Delaroch		
	W ^m West		
	ag ^t		
	Nehemiah Blackiston		
	John Blackiston		
	ag ^t		
	George ffinion		
	Marmaduke Semme		
	ag ^t		
	W ^m King		
	Richard Moy		
	ag ^t		
	George Powell		
p. 536	Richard Royston	}	
	ag ^t		
	Richard Bayly		
	Samuel Hatton		
	ag ^t		
	ffrancis Holland		

Morgan Jones }
 ag^t }
 John Rawlins }
 Philip Calvert }
 ag^t }
 Peter Eure & al. }
 Thomas Chapman }
 ag^t }
 John Baker }
 John Throster }
 ag^t }
 W^m Melton }
 Charles James }
 ag^t }
 Thomas Dale & ux }
 Richard Keene }
 ag^t }
 Mathias Decosta }
 Henry Parker }
 ag^t }
 Henry Turner }
 Henry Parker }
 ag^t }
 Henry Bradley }
 Richard Ambrose }
 ag^t }
 John Allen }
 Walter Hall }
 ag^t }
 John Noble }
 Evan Carew }
 ag^t }
 Marke Cordea }
 Thomas Wardner }
 ag^t }
 W^m Durkin & W^m }
 Crane }
 Evan Carew }
 ag^t }
 Marke Cordea }
 George Beckwith }
 ag^t }
 Thomas Mountfort }

these Sixteen causes continued untill the next
Provinciall Court.

Liber M M John Hudson } this cause being upon an appeale from Dorchest'r
 p. 537 ag^t } County Court & the plaintiff not prosecuting a pro-
 Thomas Taylor } cedendo is granted & costs allowed the defendant
 nine hundred & forty pounds of tobacco.

Jn^o Ingram adm^r }
 George Harris }
 ag^t }
 Mathew Stone }
 John Browne }
 ag^t }
 W^m Russell }
 Tobias Wells execut^r }
 Mary Pyne }
 ag^t }
 John Larkin } these Six causes continued untill next Court.
 Evan Carrew }
 ag^t }
 Robert Proctor }
 Thomas Hussey }
 ag^t }
 Benj^a Rozer }
 Roger Baker adm^r }
 Jn^o Jubbar }
 ag^t }
 Thomas Gant. }

Roger Baker }
 ag^t }
 John Pott }
 the Same }
 ag^t } the Sheriff of Calvert County in misericordia
 Henry Cox }
 the same }
 ag^t }
 John Atkey }

Samuel Millington }
 ag^t } this cause continued by consent untill next Court
 George Beckwith }

John Offley }
 ag^t }
 Jn^o Gittings adm^r }
 Jn^o Wingfeild } these two causes Continued untill next Court.
 Charles James }
 ag^t }
 Thomas Williams. }

Liber M M
p. 538

Robert Lashley }
 ag^t }
 John Bigger }
 Stephen Sealous & al }
 ag^t }
 Robert Blinckhorne }
 Stephen Tully }
 ag^t }
 Jn^o Darby & W^m Hensley }
 John Emet }
 ag^t }
 Thomas Walker }
 George Beckwith }
 ag^t }
 Jn^o Luellin & Tho: Lomax }
 Bryan Daley }
 ag^t }
 George Charlesworth }
 the Same }
 ag^t }
 the Same }
 George Marshall adm^r }
 Joseph Brough }
 ag^t }
 Garret Vansweringen }
 Thomas Baile }
 ag^t }
 Charles Delaroch }
 David Driver }
 ag^t }
 Jn^o Bearecroft }
 Jn^o England & Tho: Jones }
 ag^t }
 Lydia Solly adm^{rx} Benj^a }
 Solly }
 Thomas Jones }
 ag^t }
 John Jordaine }

these twelve causes continued untill next
Court

Garret Vansweringen }
 ag^t }
 George Marshall }
 Marke Cordea }
 ag^t }
 Thomas Baile }

the Sheriff of S^t Maries County in Miseri-
cordia

Liber M M Thomas Spinke }
 ag^t } agreed.
 Jeane Paine }

p. 539 Christopher Cooke }
 ag^t }
 William Tailer }
 Ann Palin execut^r Jn^o }
 Palin }
 ag^t }
 W^m Tailer }
 Thomas Bennit }
 ag^t }
 Richard Weller }
 George Tihe }
 ag^t }
 George Oldfeild }
 W^m Dare }
 ag^t }
 James Nuthall }
 Thomas Doxey }
 ag^t } these eleaven causes continued untill next
 George Marshall adm^r } Court.
 Joseph Borough }
 Garret Vansweringen }
 ag^t }
 John Quigley }
 Hugh Roy }
 ag^t }
 John Quigley }
 Stephen Tully }
 ag^t }
 John Quigley }
 Timothy Lowe }
 ag^t }
 Thomas Ball }
 Thomas Hedge }
 ag^t }
 Garret Vansweringen }

John Cassock }
 ag^t } the Sheriff of Charles County in misericordia
 Jn^o Lemaire & John } for Lemaire.
 Newton }

John Denis
ag^t
George Oldfeild } Continued untill next Court.

Liber M M

Lydia Solly adm^r Benj^a
Solly
ag^t
Richard Speed
the Same } these two causes agreed.
ag^t
the Same }

Thomas Notley
ag^t
Nehemiah Blackiston } Whereas Thomas Notley Gent One of the At- p. 540
tornyes of this Court the eleventh day of April
One thousand Six hundred Seventy three Ob-
tained judgm^t here ag^t Nehemiah Blackiston
for nine thousand Seven hundred & nineteene
pounds of tobacco debt as also the sume of
three hundred fifty two pounds of tobacco costs of Suite for which
execution is not yet issued It was therefore Comanded the Sheriff
of S^t Maries County that he make Knowne to the said Nehemiah
Blackiston that he be & appeare here the twentieth day of April now
last past to shew cause if any he have why execution should not
issue against him, which Said April Court was by his Lo^{pps} writ of
adjournment adjourned untill the fourth day of May in the 43th
yeare of his Lo^{pps} Dominion &c which day the Same Sheriff maketh
returne that he hath made Knowne to the said Nehemiah that he be
& appeare at the day & place as by the same writ he was comanded in
the presence of John Shancks & Thomas Gerard But the said
Nehemiah came not but made default therefore it is considered by
the Court here that execution issue against him for the debt & costs
aforesaid as also the summe of five hundred and foure pounds of
tobacco more for his costs and charges Sithence expended & laid out

Pope Alvey
ag^t
John Sanders
Joshua Williamson
ag^t
W^m Nichols
John Cassock
ag^t
John Newton } these three causes agreed.

Philip Udall
ag^t
Henry Mitchell } Whereas Philip Udall the twelfth day of Novem-
ber Anno Domⁱ 1673 recovered judgment against
Henry Mitchell for the summe of three thousand

Liber M M

pounds of tobacco debt as also Seven hundred and Seventene pounds of tobacco costs of Suite for which execution hath not yet issued It was therefore Comanded the Sheriff of Calvert County that he make Knowne to the Said Henry Mitchell by good and lawfull men of his Bailiwick that he be here the twentieth of April last past to shew cause if any he have why execution should not issue. against him which Said April Court was adjourned untill the fourth day of May in the 43th year of his Lopps Dominion &c at which day the Same Sheriff maketh returne that he hath made Knowne to the Said Henry Mitchell that he be and appeare at the day & place as by the same writ he was required But the said Henry Came not but made default Therefore it is considered by the Court here that execution issue against the Said Henry for the debt and costs aforesaid as also for the summe of five hundred ninty nine pounds of tobacco more for his costs and charges in this behalfe Sithence laid Out & expended

Edward Tarleton
ag^t
George Marshall } agreed.

p. 541 Margaret Penry adm^{rx} } Comand was given the Sheriff of Cecil
francis Wright } County that he take Jacob Young if he
ag^t } should be found in his Bailiwick & him Safe
Jacob Young } Keepe So that he have his body here the
twentieth day of April last past which Said
April Court was adjourned untill the fourth
day of May in the 43th year of his Lopps
Dominion &c.

Att which Said fourth day of May the Same Sheriff returneth that the Said Jacob Young is not found in his Bailiwick whereupon the said Margaret by Robert Ridgely her Attorney prayed an attachment against the estate of the Said Jacob Young according to act of Assembly in that cause made and provided and it is granted unto her.

Margarett Penry adm^{rx} } Comand was given to the Sheriff of Balte-
francis Wright } more County that he take Jacob Young if
ag^t } he Should be found in his Bailiwick and
Jacob Young } him Safe Keepe So that he have his body
here the twentieth day of April last past w^{ch}
Said April Court was by his Lopps writ
adjourned untill the fourth day of May in the 43th year of his Lopps
Dominion &c At which Said fourth day of May the Same Sheriff
maketh returne that the Said Jacob Young is not found in his Baili-
wick whereupon the Said Margaret by Robert Ridgely her Attorney

prayed an attachment against the estate of the Said Jacob according to act of Assembly in that case made and provided and it is granted unto her. Liber M M

Garret Vansweringen } Comand was given the Sheriff of S^t Maries
ag^t } County that he take George Powell late of his
George Powell } County Carpenter if &c to answer unto Garret Vansweringen in a plea that he render unto him the Summe of twelve hundred and fifty pounds of tobacco which to him he oweth and unjustly deteineth which said Sheriff maketh returne here the fourth day of May in the 43th yeare of his Lopps Dominion &c that the said George Powell is not found in his Bailiwick whereupon the Said Garret by Kenelm Cheseldyn his Attorney prayeth an attachment against the estate of the Said George Powell according to Act of Assembly in that case made & provided and it is granted him.

Garret Vansweringen } Comand was given the Sheriff of S^t Maries
ag^t } County that he take John Hawford late of his
John Hawford } County otherwise called John Hawford of the Province of Maryland Carpenter if &c & him Safe Keepe So that he have his body here the twentieth day of April last which Said April Court was adjourned till the fourth day of May in the 43th yeare of his Lopps Dominion &c Att which Said fourth day of May the Same Sheriff returneth that the said John Hawford is not found in his Bailiwick to answer unto Garret Vansweringen in a plea that he render unto him the summe of eight hundred fifty Seaven pounds of tobacco which to him he oweth & unjustly deteineth whereupon the said Garret by Kenelm Cheseldyn his Attorney prayeth an attachment against the estate of the said John according to Act of Assembly in that case made & provide & it is granted him.

Garrett Vansweringen } Comand was given the Sheriff of S^t Maries p. 542
ag^t } County that he take Henry Gibson late of his
Henry Gibson } County otherwise called Henry Gibson of S^t Maries County in the Province of Maryland Carpenter if &c and him safe Keepe So that he have his body here the twentieth day of April last past to answer unto Garrett Vansweringen in a plea that he render until him the summe of Eight hundred twenty foure pounds of tobacco which to him he oweth & unjustly deteineth which said April Court was adjourned until the fourth day of May in the 43th yeare of his Lopps Dominion &c at which said fourth day of May the same Sheriff returneth that the said Henry Gibson is not found in his Bailiwick whereupon the Said Garret by Kenelm Cheseldyn his Attorney prayed

Liber M M an attachment against the estate of the Said Henry according to Act of Assembly in that case made & provided and it is granted him.

Stephen Murty }
 ag^t } the def^t appeares by Mathew Warde his Attorney
 W^m Harris } and imparle untill next Court.

James Beamont }
 ag^t } Comānd was given the Sheriff of Charles County
 John Allen } that he take John Allen if &c and him safe Keepe
 } So that he have his body here the twentieth day of
 } April last past to satisfie unto James Beamont as-
 } well the summe of twenty eight thousand nine hun-
 } dred & forty pounds of tobacco a certaine debt re-
 covered against him here the ninth day of December last past as also
 the summe of nine hundred and Seaven pounds of tobacco costs of
 Suite whereof he is convict Which Said April Court was by his Lo^{pps}
 writ adjourned untill the fourth day of May in the 43th yeare of his
 Lo^{pps} Dominion &c At which Said fourth day of May the same
 Sheriff returne that he hath taken the said John Allen whose body
 he hath ready at the day and place as by the Same writ he was
 comāded but the Said John Allen came not Therefore it is consid-
 ered that unlesse the Said Sheriff bring the Said John Allen at the
 next Provinciaall Court that he be amerced.

Edward Tarleton }
 ag^t }
 George Marshall }
 Christopher Batson }
 ag^t } these three causes agreed.
 John Stephens }
 Raymond Stapelfort }
 ag^t }
 Thomas Taylor }

Robert Crosman }
 ag^t } the Sheriff of S^t Maries County haveing returned
 John Waghop } a Cepi & the def^t not appeareing Ordered that un-
 } lesse he appeare next Court that the Sheriff be
 } amerced.

p. 543 John Wynne }
 ag^t } this action abates the def^t being dead.
 Abell James }

John Bigger }
 ag^t } Comānd was given the Sheriff of S^t Maries
 Charles Gregory } County that he take Charles Gregory late of his
 } County otherwise called Charles Gregory of

Charles County in the Province of Maryland Chirurgeon if he should be found in his Bailiwick and him Safe Keepe So that he have his body here the twentieth day of April now last past to answer unto John Bigger in a plea that he render unto him the summe of nineteene hundred forty One pounds of tobacco which to him he oweth & unjustly deteineth Now here at this day to wit the fourth day of May in the 43th year of his Loppes Dominion &c Annoq̄ Dom̄ One thousand Six hundred Seventy five the same Sheriff maketh returne that the said Charles Gregory is not found in his Bailiwick whereupon the said John Bigger by Kenelm Cheseldyn his Attorney prayeth an attachment against the estate of the Said Charles and it is granted him according to the Act of Assembly in that case made and provided.

Liber M M

Joshua Doyne }
ag^t } this action abates the def^t being dead
Abell James }

John Balley }
ag^t }
Philip Lynes } the def^{ts} by Benjamin Rozer their Attorney ap-
John Baker } peares & imparle untill next Court.
ag^t }
Edmund Lindsey }

Marmaduke Semme }
ag^t } the def^t by Rob^t Ridgely his Attorney appeares
Thomas Witter } & imparle untill next Court.

Joshua Guibert }
ag^t }
Daniel Hamond }
John Allen }
ag^t }
Thomas Simpson }
Edward Tarleton } the def^{ts} appeare by Kenelm Cheseldyn their
ag^t } Attorney and imparle till next Court
Marmaduke Semme }
Thomas Galter }
ag^t }
Marmaduke Semme }
George Beckwith }
ag^t }
Thomas Lomax. }

Joshua Guibert } the Sheriff of S^t Maries County haveing returned p. 544
ag^t } a Cepi & the def^t not appeareing Ordered that un-
Rowland White } lesse the def^t appeare next Court the Sheriff be in
misericordia.

Liber M M John Wells
 ag^t
 Thomas Chandler & W^m
 Russell
 the Same }
 ag^t }
 the Same }
 John Quigley }
 ag^t }
 John Blackiston }
 Charles Calvert }
 ag^t }
 Stephen Tully }
 Jn^o Cage }
 ag^t }
 Charles Gregory }
 Edward Roe }
 ag^t }
 Peter Underwood & Jn^o }
 Lewis }
 Thomas How }
 ag^t }
 W^m Standley }

} these Seaven causes agreed.

John Quigley } Com^d was given to the Sheriff of Charles County
 ag^t } that he take Mathew Stone if &c So that he have
 Mathew Stone. } his body here the twentieth day of April last past
 to satisfie unto John Quigley the summe of Sixteen
 hundred pounds of tobacco a certaine debt recov-
 ered against him the tenth day of ffebruary last
 past Now here at this day the said Sheriff maketh returne that he
 hath taken the said Mathew Stone whose body he hath ready at the
 day & place as by the same writ he was required But the said Mathew
 Stone came not Whereupon it was this day to wit the fourth day of
 May in the 43th yeare of the Dominion of Caecilius &c Ordered that
 unlesse that the Said Sheriff Benjⁿ Rozer bring the body of the said
 Mathew Stone here at the next Provinciaall Court to satisfie the debt
 aforesaid that he be amerced.

Jn^o England & Thomas } Com^d was given the Sheriff of Somerset
 Jones } County that he take Randall Revell if &c and
 ag^t } him safe Keepe So that he have his body
 Randall Revell } here the twentieth day of Aprill in the 43th
 yeare of his Lopps Dominion &c to satisfie
 unto John England & Thomas Jones the summe of twelve thousand
 Six hundred Eighty One pounds of tobacco a certain debt re-

covered against him the fifteenth day of April last past as also the summe of fifteen hundred and foure pounds of tobacco costs of suite Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c Annoq; Dom̃ One thousand six hundred Seventy five the Same Sheriff returneth that he hath taken the said Randall Revell whose body he hath at the day and place as by the same writ he was required but the Said Randall came not Whereupon it is Ordered that unlesse W^m Coleborne Sheriff of the Said County bring the body of the said Randall here at the next Court to satisfie the debt and costs aforesaid that he be amerced.

Liber M M
p. 545

Edward Roe } W^m Coursey Sheriff of Talbott County having
ag^t } returned a Cepi in this cause & the def^t not ap-
Thomas Philipps } peareing Ordered that unlesse he appeare next
Court the Sheriff in misericordia

Daniel Jenifer } John Tant late of S^t Maries County otherwise called
ag^t } John Tant of S^t Maries County in the Province of
John Tant } Maryland Taylor was summoned to answer unto
Daniel Jenifer of a plea that he render unto him two
thousand pounds of tobacco which to him he oweth
and unjustly deteineth

And whereupon the Said Daniel by Robert Carville his Attorney Saith that whereas the said John upon the tenth day of february in the yeare of Our Lord One thousand six hundred Seventy three by his certaine bill or writeing Obligatory Sealed with the Seale of him the Said John and here in Court produced whose date is the day and yeare aforesaid did confesse and acknowledge himselfe to Owe and Stand indebted to the Said Daniel Jenifer the full and just Summe or quantity of two thousand pounds of good Sound merchantable tobacco and caske to be paid to the Said Daniel or to his certaine Attorney his executors adm^{rs} or assignes at Some convenient place in S^t Maries River in S^t Maries County before or upon the tenth day of October then next ensuing Yet notwithstanding the Said John the Said two thousand pounds of tobacco to him the Said Daniel according to the tenor of the Said bill though often thereunto requested hath not paid or Satisfied but the same to pay hath hitherto denyed and Still doth deny to pay the same to the damage of the Said Daniel three thousand pounds of tobacco And thereupon he bringeth his Suite.

And the Said John Tant by Kenelm Cheseldyn his Attorney cometh & defendeth the force and injury when &c and Saith nothing in barr or avoidance of the action aforesaid of him the said Daniel whereupon the Said Daniel remaineth against the said John thereof undefended therefore it is considered by the Court here the fourth day of May in the 43th yeare of the Dominion of Caecilius &c that

Liber M M the Said Daniel recover ag^t the said John aswell the Summe of two thousand pounds of tobacco the debt aforesaid as also the Summe of Seaven hundred thirty foure pounds of tobacco for costs of Suite and the Said John in mercy &c.

To Kenelm Cheseldyn One of the Attornyes of the Provinciall Court These presents are to impower you and .I doe hereby desire you to appeare for me at the suite of M^r Daniel Jenifer in an action of debt & to plead to the same or to lett judgm^t passe by nihil dicit or by default or any other way as in your discretion you thinke convenient & for So doing this shall be your Sufficent warrant

Wittnes Vincent Lowe Jn^o Baker.

John Tant.

p. 546 Daniel Jenifer }
 ag^t } this Suite abates the def^t being dead.
 John Pott }

Thomas Mountfort }
 ag^t } the def^t by Vincent Lowe his Attorney appeares
 Samuel Hatton } & imparles untill next Court.

John Allen }
 ag^t } the def^t by Robert Ridgely his Attorney ap-
 Richard Broughton }
 the Same }
 ag^t } appears and imparles untill next Court.
 the Same }
 Thomas Jones }
 ag^t } .
 Richard Broughton }

John Allen }
 ag^t } these five causes agreed.
 W^m Boyden & ux }
 Jn^o Edmondson }
 ag^t }
 Rob^t Williams & W^m }
 Osborne }
 Thomas Notley }
 ag^t }
 John Waghopp }
 Geo: Rumsden & John }
 Partis }
 ag^t }
 Rich: Ambrose & }
 Jn^o Harrison }
 Edward Roe }
 ag^t }
 W^m Willoughby }

W^m Dare adm^r John
Parker
ag^t
Tobias Wells execut^r
Mary Pine
W^m Dare adm^r John
Parker
ag^t
John Pollard

} the def^{ts} by Kenelm Cheseldyn their Attorney
appeares & imparle till next Court.

Liber M M

John Edmondson
ag^t
Thomas Vaughan

} W^m Coursey Sheriff of Talbott haveing returned
& Cepi & the def^t not appeareing Ordered y^t un-
lesse the def^t appeare next Court the Sheriff in
misericordia

Henry Verburgh
ag^t
John Quigley
Christopher Goodhand
ag^t
Tobias Wells execut^r Mary
Pine

} the def^{ts} by Robert Carvile their At-
torny appeares & imparle untill next
Court

p. 547

Thomas Notley
ag^t
David Driver
the Same
ag^t
Robert Cole
the Same
ag^t
W^m Rosewell
Henry Coursey
ag^t
W^m ffinney
John Bigger
ag^t
Robert Turner

} these five causes agreed.

Baker Brooke
ag^t
W^m Hemsley

} the def^t by Mathew Warde his Attorney appeares &
imparles untill next Court.

Liber M M Jerome White }
 ag^t }
 William Hemsley } these two actions abate the plaintiff being dead.
 Jerome White }
 ag^t }
 W^m Coursey }

John Ingram }
 ag^t }
 W^m Ebdon }
 Michael Miller } Nathaniel Stiles Sheriff of Cecil County haveing
 ag^t } returned Cepi in these two actions & the def^s
 Thomas Ramsey } not appeareing Ordered that unlessse they appeare
 next Court the Sheriff amerced.

John Ingram adm^r }
 George Harris }
 ag^t }
 Lodowick Williams } the def^t by Kenelm Cheseldyn his Attorney ap-
 the Same } peares & imparle untill next Court.
 ag^t }
 the Same }

p. 548 George Beckwith }
 ag^t }
 Arthur Wright }
 John Bowles }
 ag^t }
 Josias ffendall }
 Jn^o Turner & at }
 ag^t }
 Charles Gregory & at. }
 the Same }
 ag^t } these Seaven causes agreed.
 the Same }
 Christopher Rousby }
 ag^t }
 Joseph Edloe }
 Joseph Sanders }
 ag^t }
 Cornelius Howard }
 George Charlsworth }
 ag^t }
 Stephen Cannon }

Michael Miller } Com^d was given the Sheriff of Kent County
 ag^t } that he take Christopher Barnes late of Kent
 Christopher Barnes } County otherwise called Christopher Barnes of

Talbott County planter if he Should be found in his Bailiwick and him Safe Keepe So that he have his body here the twentieth day of April last past to answer unto Michael Miller in a plea that he hold with him Covenant according to the forme force and effect of a certaine letter of Attorney made by the Said Christopher to him the said Michael Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c came the Said Michael by Kenelm Cheseldyn his Attorney and prayed the returne of the writ aforesaid and the Same Sheriff Saith that the Said Christopher is not found in his Bailiwick whereupon the said Michael prayed an attachment against the estate of the Said Christopher according to Act of Assembly in that case made and provided and it is granted him

Liber M M

Henry Tripp
ag^t
Peter Underwood
Henry Tripp
ag^t
John Ingram

} the def^{ts} by Vincent Lowe their Attorney appeare
& imparle untill next Court.

Henry Tripp
ag^t
Richard Bayly

} Comand was given to the Sheriff of Talbott County that he take Richard Bayly late of Calvert County otherwise called Richard Bayly of Talbott County in the Province of Maryland Inholder if he should be found in his Bailiwick and him Safe Keepe So that he have his body here the twentieth day of April now last past to answer unto Henry Tripp in a plea that he render unto him the Summe of thirty two thousand eight hundred and eight pounds of tobacco which to him he oweth and unjustly deteineth Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c the Same Sheriff maketh returne that the said Richard Bayly is not found in his Bailiwick whereupon the Said Henry by Kenelm Cheseldyn his Attorney prayed an Attachment against the estate of the said Richard Bayly according to Act of Assembly in that case made and provided and it is granted unto him.

p. 549

Charles Calvert Esq^r
ag^t
Michael Catterton

} Comand was given to the Sheriff of Calvert County that he take Michael Catterton late of Calvert County planter otherwise called Michael Catterton of Calvert County in the Province of Maryland planter if he should be found in his Bailiwick to answer unto Charles Calvert Esq^r Leivteñnt Gen^{ll} and Cheife justice of this Court according to the liberties and privileges of Such like cheife justices of the same Court allowed &c in a plea that he render unto him the full and just Summe of two thou-

Liber M M sand foure hundred pounds of good Sound merchantable tobacco in caske which to him he oweth & unjustly deteineth Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c the Same Sheriff maketh returne that the Said Michael Catterton is not found in his Bailiwick whereupon the said Charles Calvert by Kenelm Cheseldyn his Attorney prayed an attachment against the estate of the Said Michael according to Act of Assembly in that case made and provided & it is granted unto him

Henry Tripp	}	the def ^{ts} appeare by Robert Carville their Attorney and imparle untill next Court.
ag ^t		
W ^m Worgan		
Thomas Tailor planter		
ag ^t		
Thomas Taylor Gent	}	
the Same		
ag ^t		
the Same		

Charles Calvert Esq^g } Com^d was given the Sheriff of Calvert
 ag^t } County that he take Michael Catterton of Cal-
 Michael Catterton } vert County planter otherwise called Michael
 Catterton of Calvert County in the Province
 of Maryland planter if he should be found in his Bailiwick to answer
 unto Charles Calvert Esq^g Leivteⁿt Generall and Cheife justice of
 the Provincia^l Court according to the libertyes and priviledges of
 Such like cheife justices of the Same Court allowed &c in a plea that
 he render unto him the quantity of fifteen bushells of good Sound
 Sheald indian Corne and two Capons which to him he oweth and
 unjustly deteineth Now here at this day to wit the fourth day of
 May in the 43th yeare of the Dominion of Caecilius &[c] the Same
 Sheriff maketh returne that the Said Michael Catterton is not found
 p. 550 in his Bailiwick whereupon the Said Charles Calvert by Kenelm
 Cheseldyn his Attorney prayed an attachment against the estate of the
 Said Michael and it is granted unto him.

Charles James	}	the def ^{ts} appeare by Mathew Warde their At- torny & imparle untill next Court.
ag ^t		
Jonas Davis & ux		

Richard Moy	}	the def ^{ts} appeare by Kenelm Cheseldyn their At- torny and imparle untill next Court.
ag ^t		
George Wells		
Philemon Loyd		
ag ^t		
John Quigley		

Liber M M

Vincent Lowe	}	these foure causes agreed.
ag ^t		
W ^m Thompson		
Lidia Solly adm ^{rx} Benj ^a		
Solly		
ag ^t		
Robert Cole		
John Pearce		
ag ^t		
Thomas Gibson		
Thomas Stanley	}	
ag ^t		
John Wells.		

Edward Roe	}	the def ^t appeares by Vincent Lowe his Attorney and imparle untill next Court.
ag ^t		
John Ingram		
the Same		
ag ^t		
the Same		
the Same	}	
ag ^t		
the Same		

Marke Cordea	}	the def ^t appeares by Jn ^o Quigley his Attorney & imparle untill next Court
ag ^t		
Thomas Pearce		

Humphry Warren	}	Comand was given to the Sheriff of S ^t Maries County that he take John Gerard and Rose Gerard widdow late of S ^t Maries County Executors of the last will & Testament of Thomas Gerard Esq ^r deceased if they should be found in his Bailiwick to answer unto Humphry Warren of a plea that they render unto him the Summe of foure thousand & forty and foure pounds of tobacco which from him they unjustly deteine
ag ^t		
John Gerard & Rose		
Gerard execut ^{rs} Tho: Gerard		

Now here at this day to wit the fourth day of May in the 43th p. 551
 yeare of the Dominion of Caecilius &c Annoq³ Dom^o One thousand
 Six hundred Seventy five the Same Sheriff returneth that the said
 John and Rose Gerard are not found in his Bailiwick whereupon the
 Said Humphry Warren by Robert Carvile his Attorney prayed an
 attachment against the estate of the Said Thomas Gerard deceased
 and it is granted unto him.

Isaac Foxcroft } the def^t by Robert Carvile his Attorney appears and
ag^t }
Thomas Collen } imparle untill next Court.

John England & Tho: Jones }
ag^t }
francis Wynn execut^r } the def^s appeare by Benj^a Rozer
W^m Marshall } their Attorney and imparle untill next
John Ingram adm^r } Court.
George Harris }
ag^t }
Mathew Stone }

Nathaniel Heathcoate }
 ag^t }
 Thomas Smithwicke }
 John Browne }
 ag^t }
 W^m Russell }
 Robert Wollerton }
 ag^t }
 Edward Williams }
 Richard Ambrose }
 ag^t }
 John Harrison }

} these foure causes agreed.

Thomas Walker } the Sheriff of Calvert County haveing returned a
 ag^t } Cepi & the def^t not appeareing this cause by consent
 W^m King } of the plaintiffs Attorney continued untill next Court. Liber M M
 P. 552

John Emerson } the def^t appeares by Vincent Lowe his Attorney &
 ag^t } imparle untill next Court.
 W^m Hemsley }

Thomas Parsons }
 ag^t }
 John Lewis } the def^{ts} appeare by Kenelm Cheseldyn their At-
 Charles Delaroch } torny & imparle untill next Court
 ag^t }
 Thomas Beale }

Thomas Gerard } Comand was given the Sheriff of S^t
 ag^t } Maries County that of the goods Chattells
 John Gerard & Rose } or Creditts late of Thomas Gerard Esq
 Gerard Execut^{rs} of } deceased if they should be found in his
 Thomas Gerard deceased } Bailiwick he cause to be made aswell the
 summe of thirty five thousand pounds of
 tobacco a certaine debt recovered against

John Gerard and Rose Gerard executors of the last will & Testament of the said Thomas Gerard Esq by Thomas Gerard Gent at a Provinciall Court held at the City of S^t Maries the fiftenth day of february now last past whereof they are convict as also the Summe of two thousand & eight pounds of tobacco more for his costs and charges in that behalfe laid Out and expended and when he had the Same so made or any part thereof the same to deliver to the Said Thomas Gerard or his Order and that he make Knowne to his Lopps justices here of the execution of the Same writ. Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c the same Sheriff maketh returne of the writ aforesaid that he hath executed of the Creditts late of Thomas Gerard Esq deceased the summe of fourteen hundred pounds of tobacco being part of the Said Summe. Whereupon the Said Thomas Gerard by Robert Carvile his Attorney then prayed an elegit against the goods and Chattells lands & Tenements for the remainder of the debt and costs aforesaid according to the forme of the Statute in that case made and provided and it is granted unto him here.

francis Anketill }
 ag^t }
 John Anderton }
 Anthony Male }
 ag^t } these three causes agreed.
 W^m Worgan }

Liber M M Proprietary }
 ag^t }
 Jn^o Clements }

p. 553 John Brookes } Com^d was given to the Sheriff of Talbott
 ag^t } County that he attach any the goods or Chattells
 George Robotham } of George Robotham if they should be found in
 his Bailiwick to the Value of fourteen hundred
 Sixty Six pounds of tobacco and when he had
 the same attached or any part thereof the same in his Custody to
 Keepe untill the said George Robotham should by himselfe or his
 Attorney appeare have the twentieth day of April last past to answer
 unto John Brookes of Dorchester County of a plea that he render
 unto him the Summe of eleaven hundred pounds of good Sound mer-
 chantable tobacco in caske which to him he oweth & unjustly de-
 teineth Now here at this day to wit the Sixth day of May in the 43th
 yeare of the Dominion of Caecilius &c came the said George
 Robotham in his proper person and saith as to nine hundred and
 thirty pounds of tobacco part of the Said debt of eleaven hundred
 pounds of tobacco he cannot gainsay for that he oweth the same to
 the Said John Brookes whereupon the said John remaineth against
 the Said George thereof undefended Therefore it is considered by
 the Court here that the said John recover ag^t the said George the said
 Summe of nine hundred and thirty pounds of tobacco as also the
 summe of Six hundred Sixty Six pounds of tobacco for his costs
 and charges in this behalfe laid Out and expended but So as execu-
 tion thereof Stay untill October Court next.

Charles Calvert Esq^p }
 ag^t }
 John Wells } the def^t appeares by Kenelm Cheseldyn his
 the Same } Attorney & imparle untill next Court.
 ag^t }
 the Same }
 W^m King }
 ag^t } the def^t appeares by Robert Carvile his Attorney and
 W^m Dare adm^r } imparle untill next Court.
 Jn^o Parker }

Kenelm Cheseldyn }
 ag^t }
 W^m Hill } these two causes agreed
 John England }
 ag^t }
 Simon Pickmer }

Liber M M

John Quigley	}	the def ^{ts} appeare by Robert Carvile their Attorney & imparle untill next Court.
ag ^t		
Jacob Jenifer		
Joseph Hext		
ag ^t		
Pope Alvey		
Samuel Winslow	}	
ag ^t		
George Colleson	}	

Stephen Senlous & Tho:	}	the def ^t appeares by Kenelm Cheseldyn his Attorney & imparles untill next Court.
Purnell		
ag ^t		
Robert Blinckhorne	}	

P. 554

Thomas Crundall	}	the Sheriff of Charles County haveing returned non est inventus in these two actions Kenelm Cheseldyn Attorney for the plaintiffs prayed an attachment ag ^t the estate of the said Josias ffendall, whereupon it is Ordered this day to wit the Seventh day of May in the 43 th yeare of the Dominion of Caecilius &c that unlesse the said Josias ffendall putt in Security to abide judgment in these two actions within One month next ensuing that an attachment be granted the plaintiff
ag ^t		
Josias ffendall		
Richard Hassell &		
Tho: Crundall		
ag ^t	}	
Josias ffendall	}	

James Neale	}	the def ^t by George Oldfeild his Attorney appeares and imparles untill next Court.
ag ^t		
Hugh ONeale	}	

Robert Carvile	}	}	these foure causes agreed.
ag ^t			
John Smith	}		
John Harris			
ag ^t	}		
Richard Ball			
Andrew Price	}		
ag ^t			
Richard Gorsuch	}		
Thomas Hawkins			
ag ^t	}		
Edward Webb			

Samuel Winslow	}	the def ^t by Kenelm Cheseldyn his Attorney ap- peares and imparle untill next Court.
ag ^t		
W ^m Ladds	}	

Liber M M

Said bill of exchange by endorsement on the backside thereof according to the Custome of merchants under the proper hand of the Said Charles to be paid by the Said John ffoster unto M^r Henry Meese or his Order And that the said Henry Meese On the third day of the month October Anno Domⁱ 1674 in the twenty Sixth year of the Reigne of Our Sovereigne Lord Charles the Second by the grace of God King of England Scotland ffrance and Irland defender of the ffaith &c by Nicholas Hayward Notary and Tabellion Publique dwelling in London by Authority of his Said Ma^{tie} admitted and Sworne went Severall times to the house of M^r John ffoster Scituate in Gracious Street London where Speakeing to his man Servant he demanded of him if the Said M^r ffoster were within or if he would pay the Originall bill of exchange of eleven pounds five shillings and foure pence whereupon he answered that M^r ffoster his master was not within but haveing informed him of the Said bill he told him respondent that he neither would accept nor pay the same which being by the Said Notary heard he did Solemnly protest and does by those presents at the request of M^r Henry Meese protest aswell against the said W^m Stevens drawer of the Said bill of exchange as all other whom it did or might concerne of exchange and reexchange and of all costs damages and interests for want of payment of the said Summe Suffered and Susteined and hereafter to be Suffered and Susteined to be all recovered in time and place convenient All which the Said Nicholas Hayward Notary and Tabellion Publique admitted & Sworne as aforesaid haveing heard the things acted and done as aforesaid the day yeare and place aforesaid did therefore by a certaine instrument of protest Subscribe his name and putt his wonted and accustomed Seale of Office being requested to testifie and certifie the premisses which said instrument of protest is by the Said Charles here in Court produced Notwithstanding which the said William little regarding his promise and assumption So as aforesaid Made but plotting & fraudulently intending him the Said Charles in that behalfe craftily and Subtilly to deceive and defraud the Said eleven pounds five shillings and foure pence to him the Said Charles hath not paid though he hath been thereunto often required but doth utterly refuse and deny to pay the Same by which the Said Charles the whole profit gaines & advantage which he with the Said eleven pounds five shillings & foure pence if it had been paid unto him according to the promise and assumption of the Said W^m in that behalfe made by buying Selling & lawfull bargaining with the same might have had and gained is now totally lost and deprived of whereupon he Saith he is the worse and hath damage to the Value of One hundred pounds Sterling And thereupon he bringeth his Suite.

And the Said W^m Stevens by Robert Ridgely his Attorney comes and defends the force and injury when &c and prayeth the heareing

Liber M M of the Said bill of exchange and it is read unto him and he also prayeth the hearing of the Protest of the Said bill of exchange and it is read unto him in these words following Vizt By this publique instrument of protest be it Knowne unto all who shall See these presents or heare the Same read that On the third day of the month October Anno Dom̃ 1674 and in the Six and twentieth yeare of the Reigne of Our Sovereigne Lord Charles the Second by the Grace of God King of England Scotland France and Irland Defender of the ffaith &c at the request of M^r Henry Meese of London merchant I Nicholas Hayward Notary and Tabellion publique dwelling in London by Authority of his Said Ma^{tie} admitted and Sworne went Severall times to the house of M^r John ffoster Scituate in Gracious Street London where Speakeing to his man Servant I demanded of him if the Said M^r ffoster was within or if he would accept or pay the Original bill of exchange of eleaven pounds five shillings and foure pence of Current mony of England where a true Coppy is written on the otherside whereupon he answered that the Said M^r ffoster his Master was not within but haveing informed him of his Said bill he told him respondent that he neither would accept nor pay the Same Which answer I the Said Notary haveing heard at the request aforesaid have protested and by these presents doe protest aswell against W^m Stevens drawer of the Said bill and against all others therein Obliged for change and rechange together with all costs damages and interests already Suffered & Sustained and to be Suffered and Sustained for want of acceptance or payment of the Said bill This done and protested in London in the presence of Thomas Potter and John p. 557 Lidiard Which being read & heard the Said William Stevens Saith nothing in barr or avoidance of the action aforesaid of him the said Charles for that he oweth the Said Charles the said Summe of eleven pounds five shillings and foure pence whereupon the said Charles remaineth against the Said William thereof wholly undefended Therefore it is this day to wit the eighth day of May in the 43 yeare of the Dominion of Caecilius &c Considered by the Court here that the Said Charles Calvert recover against the Said William Stevens aswell the Said Summe of eleven pounds five shillings and foure pence the debt aforesaid together with three pounds Seven Shillings and Seaven pence for Change and rechange as also the summe of five hundred ninty nine pounds of tobacco for his costs and charges in this behalfe laid Out & expended and the said W^m in mercy &c.

These are to Authorize and impower you Robert Ridgely One of the Attornyes of the Provinciaall Court to appeare for me at the Suite of the Hon^{ble} Charles Calvert Governour of Maryland upon the protest of a bill of exchange and to putt in Such plea as you shall thinke fitt And for your proceedings herein this shall be your

warrant Wittnes my hand & Seale the 27th of April 1674.

Liber M M

Wittnes Sarah Rands.

Will Stevens. (Sealed.)

Know all men by these p'sents That whereas by a certaine Act of Assembly made att the Citty of S^t Maryes the Twelfth day of february now last past Entituled an Act for payment and Assessing the publiq Charges of this p'ovince Amongst other things itt is Enacted that there be Leavyed & paid unto me Garrett Vansweringen the now next Ensuring Cropp for publique Expences & Entertainment of the Clerke of the Lower house the Sume of Twenty nine Thousand three hundred fifty foure pounds of Tobacco I the said Garrett Vansweringen doe hereby Assigne & Sett over all my Right title Interest Claime & demaund of me to the same unto John Quigley of the same Citty gentl his heyres & Assignes In Wittnes whereof I have hereunto sett my hand & Seale the Sixteenth day of July in the foure & fortieth Yeare of the Dominion of Caecilius &c Annoq Dm 1675.

Wittnes hereunto

G Vansweringen (Sealed)

Ric: Painter Jn^o Blomfield

John Ingram	} the def ^{ts} by Robert Carvile his Attorney appeares & imparles untill next Court.
ag ^t	
Edward Roe	
the Same	
ag ^t	
the Same	
the Same	
ag ^t	
the Same	

Zachariah Wade	} Comand was given the Sheriff of S ^t Maries p. 558
ag ^t	
John England	} County that he take John England late of St Maries County otherwise called John England of the Citty of Bristoll marriner if he should be found in his Bailiwick and him safe Keepe So that he have his body here the fourth day of May in the 43 th yeare of the Dominion of Caecilius &c to answer unto Zachariah Wade in a plea that he render unto him three men Servants which to him he oweth and unjustly deteineth At which said fourth day of May the Same Sheriff maketh returne that the Said John England is not found in his Bailiwick whereupon the said Zachariah prayed an attachment against the Goods & Chattells of the said John England according to Act of Assembly in that case made and provided and it is granted unto him by the Court here.

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Sixty eight pounds of tob: which to them the said Liber M M

James & Anna the eleventh day of february in the 43th yeare of his Lo^{pps} Dominion &c were adjudged for their costs of Suite which they Sustained by Occasion of a trespas and Strong ejectment to them the said James and Anna by the Said W^m Russell by force and armes and against his Lo^{pps} peace here brought whereof he is convict, Now here at this day to wit the fourth day of May in the 43th yeare of the Dominion of Caecilius &c the Same Sheriff maketh returne that the Said W^m Russell is not found in his Bailiwick whereupon the Said James Neale by Kenelm Cheseldyn his Attorney prayed an Elegitt against the Goods and Chattells Lands and Tenements of the said W^m according to the forme of the Statute in that case made and provided and it is granted unto him by the Court here.

Stephen Murty	}	} the def ^{ts} appeare by Robert Carvile their At- torny and imparle untill next Court.
ag ^t		
W ^m Hill	}	
Garret Vansweringen		
ag ^t	}	
John Quigley		
the Same	}	
ag ^t		
the Same	}	
the Same		
ag ^t	}	
the Same		

Garret Vansweringen	}	} these three causes agreed.
ag ^t		
John Balley	}	
Kenelm Cheseldyn		
ag ^t	}	
John Balley		
Charles Calvert Esq ^r	}	
ag ^t		
Richard Speed		

James Price	} this cause being upon an appeale frō Somerset County
ag ^t	
Henry Smith	

Ordered to be continued till next Court.

Know all men by these presents That I James Whetcombe of Bos-
ton in New-England merchant for divers good causes and considera-
tions me thereunto moveing have and doe by these presents make
Constitute and Ordeine M^r Thomas Walker of Annamesseck in the

p. 560

Liber M M County of Somerset and in the Province of Maryland to be my true and lawfull Attorney and Procurator for me in my name and to my Use and benefitt to aske demand and receive of and from any person or persons whatsoever that to me are indebted or any wayes accomptable by reason of Consignment of goods or other Obligation or trust whatsoever to them Committed all Such Summe and Summes of Mony Goods Wares tobacco or any other merchandizes whatsoever that to me is belonging or in any wise appurteineing by reason of any Concernment or interest I have in Virginia or Maryland in the hands or management of any person or persons there Giveing and by these presents Granting unto my Said Attorney full power and Authority to arrest imprison and prosecute as farr as the Law will permitt any person or persons whatsoever from whom to me any thing or Summe is due and upon receipt of Satisfaction or payment to give full discharges As also to doe every other lawfull act needfull for the recovery of my just right Allowing and confirmeing by these presents all that my Said Attorney shall lawfully doe or Act in the premisses to be as good and Authentick as if it was done by my Selfe in person And I doe also impower my Said Attorney to make One or more Attornyes as need shall require under him As Wittnes my hand and Seale this eighteenth day of March 1674

Signed Sealed & delivered

75

in presence of Us.

James Whetcombe (Sealed)

James flood

James Collens.

The abovesaid Letter of Attorney was this 24th April 1675 proved by James flood & James Collens Wittnesses to the same. Before me

Charles Calvert.

Richard Rawlins }
ag^t } in Ejectment.
Robert Parnepley }

Robert Parnepley late of Ann Arundell County was attached to answer Richard Rawlins of a plea wherefore with force and armes into Eighty acres of Land lyeing On the Southside of South River in the Said County called Peirpoints Rocks which One Henry Peirpoint had to him the Said Richard demised for a terme not yet expired he did enter his timber he did cutt downe and him the Said Richard from his farme aforesaid did eject and other harmes to him did to the great damage of the Said Richard and against the peace &c

p. 561 And whereupon the said Richard by Robert Carville his Attorney Saith that whereas the Said Henry Peirpoint did upon the first day of January in the yeare of Our Lord One thousand Six hundred Seventy foure demise unto him the said Richard all that parcell of land called Peirpoints rocks lyeing On the northside of South River in Ann Arundell County aforesaid Containeing eighty acres

more or lesse to hold to him the Said Richard for the terme of two
 yeares which is not yet expired by virtue of which lease the Said
 Richard entred into and became possessed of the premisses and being
 So possessed the Said Robert afterwards to wit upon the twelfth
 day of January in the yeare aforesaid with fforce and armes into the
 said lands and premisses did enter & him the said Richard from his
 ffarme to him demised in manner as aforesaid did eject and other
 harmes to him did against the Peace of the Lord Proprietary and
 to the great damage of the said Richard whereupon he Saith he is
 dampnified & hath losse to the Value of tenn thousand pounds of
 tobacco. And thereupon he bringeth his Suite. Liber M M

10th March 1674

To Hubbert Lambert Tenant in possession of the premisses above-
 mentioned.

Unlesse the Tenant in Possession or those under whom he claim-
 eth doe the next Provinciaall Court appeare to this declaration & make
 him or themselves def^t thereunto and by rule of Court confesse the
 lease entry and ejectment and insist only On the title the def^t in this
 declaration will confesse judgment and possession will be delivered
 accordingly to the plaintiff.

Now here at this day to wit the Eighth day of May in the 43th
 yeare of the Dominion of Caecilius &c Came the said Henry Peir-
 point by Robert Carvile his Attorney and offered himself against
 the said Hubbart Lambert in the plea aforesaid but the Said Hub-
 bert nor any under him came not whereupon the said Henry pro-
 duced this affidavit following Vizt.

Maryland ss.

John Carpenter of the County of Ann Arundell in the Province
 aforesaid maketh Oath That the fifth day of this instant April he
 Served Hubbart Lambert with a declaration in ejectment for eighty
 acres of land called Peirpoints Rocks in the possession of the Said
 Hubbert by leaveing of a Coppy of a declaration wherein Richard
 Rawlins was plaintiff and Robert Parnepley was def^t at the dwell-
 ing house of the Said Hubbert with One of the Servants of the Said
 Hubbert named Witchell and leaveing word That if
 the Said Hubbert appeared not at the next Provinciaall Court and be-
 came defendant in the said declaracōn that judgment would passe
 ag^t him and he be turned Out of his Possession and further this
 depon^t Saith not.

Sworne the 9th of April 1675
 before me

Jo: Carpenter.

Sam Chew.

Which affidavit of the aforesaid John Carpenter being read &
 heard the Said Henry prayed his Loppes writ of Habere facias

Liber M M possessionem and it is granted unto him.—Costs allowed the pft 590 1 to 5.

p. 562 Comānd was given to the Sheriff of Kent County That he take John Dobbs if he should be found in his Bailiwick & him Safe Keepe So that he have his body here the twentieth day of April last past to Satisfie unto John Quigley aswell the summe of Six thousand twenty One pounds of tobacco a certaine debt recovered against him the ninth of December last past as also the summe of five hundred forty four pounds of tobacco costs of Suite which Said Court to be held upon the said twentieth day of April was by his Lopps writ of adjournm^t adjourned untill the fourth day of May now past Att which said fourth day of May in the 43th yeare of his Lopps Dominion &c the same Sheriff maketh returne of the writt aforesaid that he hath taken the said John Dobbs whose body he hath ready as by the same writ he was comāded

Now here at this day to wit the Sixth day of May in the yeare aforesaid the same Sheriff informeth the Court here that he hath the said John Dobbs in execution upon severall writs issued Out of the County Court and thereupon prayed the advice of the Court here the judgment of the Court thereupon is that the said Dobbs aswell Satisfie the said John Quigley as all other persons for what he lyeth under execution before he be discharged out of Custody. whereupon Tobias Wells of Kent County proffered himselfe to become Security for the said John Dobbs that the said John Dobbs should yearly Satisfie unto the said John Quigley the summe of two thousand pounds of tobacco untill the debt & costs aforesaid should be Satisfied otherwise that he would Satisfie & pay the same, which by the said John Quigley was accepted off.

May 6th 1675.

All the land from the head of the Western Branch in S^t Georges River to the head lines of the Land of Poplar Hill, Blake Creeke Herring Creeke and So to the Head lines of the Surveyes upon S^t Georges and So up to the head line of the Lieutenānt Generalls Land lately Surveyed by M^r James Thompson at the Mill is reserved for his Lopps Use.

Vincent Lowe	} Vincent Lowe Attorney Generall of the Province
ag ^t	
Kenelm Cheseldyn	of Maryland comes into Court here to wit the
	13 th of October 1674 and files his bill against
	Kenelm Cheseldyn of the City of S ^t Maries One
	of the Attornyes here present in Court in an action of trespass on the case.

Whereupon the Said Vincent in his Own proper person complaineth and Saith that whereas Marmaduke Semme of S^t Georges

Hundred in the County of S^t Maries Carpenter On the Sixth day of October 1672 did Owe and Stand indebted to him the Said Vincent the just Summe of eight hundred pounds of tobacco whereupon the Said Kenelm did faithfully promise him the Said Vincent to become his paymaster if in case he the Said Vincent would acquitt and discharge him the Said Marmaduke of the aforesaid Summe of eight hundred pounds of tobacco Upon which promise the Said Vincent did acquitt and discharge the Said Marmaduke of the aforesaid debt whereupon the Said Kenelm did upon the eighth day of October 1672 assume upon himselfe to pay him the Said Vincent the aforesaid Summe of eight hundred pounds of tobacco when thereunto required Yet notwithstanding the aforesaid Summe he hath not paid but doth altogether deny and refuse to pay the Same whereupon the Said Vincent Saith he is dampnified and hath losse to the value of foureteen hundred pounds of tobacco And thereupon he brings his Suite.

Liber M M

p. 563

And the Said Kenelm in his proper person doth come and defend the force and injury when &c and Saith he did not promise and assume in manner and forme as the plaintiff in his declaration hath declared against him and of this he prayes the judgm^t of the Court and the Said Vincent likewise.

Now here at this day to wit the Sixth day of May in the 43th yeare of his Lo^{pp}s Dominion &c the Court here being fully Satisfied (having heard what either party could say or alleadge) It is considered by the Court here that the Said Vincent recover against the Said Kenelm the summe of eight hundred pounds of tobacco for his damages occasioned by the trespas aforesaid as also the Summe of pounds of tobacco cost of Suite.

Then did the Said Marmaduke Semme in Open Court promise That if the declaration herefore drawn against Edward ffitzherbert at the suite of him the Said Semme by him the said Vincent Lowe be good and well drawne that he the Said Semme will pay the Said eight hundred pounds of tobacco & the cost of this Suite.

May the 7th 1675

Then was Richard Chilman Sworne Constable of S^t Maries Hundred before the Hon^{ble} W^m Calvert Esq^r principall Secretary

May the 8th 1675

Ordered by the Court here that the Attornyes Speake regularly and when the Court thinke fitt under fine of One hundred pounds of tobacco each tyme.

John Rousby for breach of the Said Order fined 100 ^l tob^l.

W^m fford

ag^t

Jenkin Kegwin

} The Lord Proprietary To Jenkin Kegwin Master
& Comander of the Good Shipp called the Swallow
of London Sendeth his writ thereby Comanding him

Liber M M

that all other things Sett apart & all excuses waved
 he be & personally appeare here before the justices
 of the Provinciaall Court the twentieth day of April now last past to
 p. 564 answer aswell unto his Lo^{pp} as unto W^m fford who aswell for his
 Lo^{pp} as for himselfe in this behalfe prosecutes of & to all Such
 things which to him the Said Jenkin then & there should be Objected
 against him and further to doe and receive what the said Court
 should consider of in that behalfe and hereof he was not to faile
 under the penalty of One hundred pounds & y^t he have there the
 same writ.

On the backside of which writ was endorsed
 W^m fford of Dorchester County prosecutes this writ upon the
 Act of Assembly of the 40th yeare of Caecilius &c against Runn-
 aways and Such persons that give them entertainment.

Which said Provinciaall Court to be holden the said twentieth day
 of April was by his Lo^{ppes} writ of adjournm^t adjourned untill the
 fourth day of May then next following. Att which said fourth day
 of May in the 43th yeare of his Lo^{pps} Dominion &c Anno^q Domⁱ
 1675 William Coursey late High Sheriff of Talbott County maketh
 returne of the writ aforesaid in these words.

Summonit suit.

This cause continued till next Court.

Comand was given to the Sheriff of S^t Maries County that he
 cause to be replevyed and delivered unto W^m Hide Severall of his
 goods (as it is said) and that he putt by Suertyes and Safe pledges
 W^m Nichols that he be here at this day to wit the fourth day of May
 in the 43th yeare of his Lo^{pps} Dominion &c to answer the said
 W^m Hide of a plea of takeing and unjust deteineing of his goods.

At which Said fourth day of May in the yeare aforesaid the same
 Sheriff maketh returne That he hath replevyed of the goods of
 W^m Hide that is to say two Swords two hogesheads One chest One
 trunck One small caske One featherbed One blankett One baskett
 which goods I found in the hands of Thomas Spinke which said
 two swords two hogesheads One Chest One trunck One Small caske
 One feather bed & One blankett I have now in my possession.

Now here at this day to wit the fifth day of May in the yeare
 aforesaid came the said W^m Hide and W^m Nicholls (together with
 One John Pickering who pretended right in the Goods aforesaid or
 part thereof) in their proper persons present in Court and by consent
 putt themselves to the judgment of the Court.

And the said W^m Nicholls by Robert Ridgely his Attorney in-
 formeth the Court that his Client did transport into this Province
 the said W^m Hide John Pickering his wife, daughter & a woman
 Servant and that Severall goods were Shipt On board him in Bristol
 under the marke of **WH**. but whether the same did belong to

Hicks or Pickering he knew not. humbly praying the Court that he may have satisfaction for their passages as the Court shall thinke fitt. Whereupon Ordered that the goods be Secured till further Order and that W^m Hide pay the said W^m Nicholls eleaven hundred pounds of tobacco & be free, this cause to containe till the morren[ing] Liber M M

Now here at this day to wit the Sixth day of May in the yeare aforesaid It is ordered by the Court here that the passangers pay for their passages and the Goods pay the freight of the goods if any be due, and that the goods remaine in the custody of the Sheriff till further Order of Court. p. 565

May the 7th 1675

Ordered that the Sheriff lett the Arbitrators have sight of the goods in question & in Order thereunto that the Keyes of the truncks & Chest be delivered the Sheriff.

May the 8th 1675

Then Came the Said W^m Hide and John Pickering into Court and acknowledged to be willing to Stand to the Umpirage then made between them by Charles Boteler which followeth vizt.

To all Christian people to whom this p'sent writeing of Award and Umpirage indented Shall come Charles Boteler of Calvert County in the Province of Maryland Sendeth Greeting in Our Lord God everlasting Whereas divers questions controversies and suits have been commenced had moved and depending Between John Pickerin of the Citty of Bristoll merchant of the One part and William Hide of the Citty aforesaid Cuttler on the other part aswell for and concerning severall goods brought & imported into this Province of Maryland as also for divers other causes & actions for the appeasing whereof either of the Said parties have elected Raymond Stapelfort of Dorchester County and David Driver of St Maries County Arbitrators indifferently chosen to award Arbitrate determine & to judge all controversies variances suits, actions plaints & demands whatsoever & to that end have bound themselves either to other by Obligation in the Summe of forty thousand pounds of tobacco to stand to & abide the award arbitrament finall end and judgment of the said Arbitrators Yet so that the said Arbitrators shall give in their award under their hands and Seales by twelve of the clocke at noone upon the Seventh day of May instant, and if no such award as aforesaid were given up at the time aforesaid then the said partyes did bind themselves to Stand to the award and Umpirage of me the said Charles Boteler for and concerning the premisses Now Know Yee That I the Said Charles Boteler (by reason that no such award be given in as aforesaid by the Said Arbitrators) haveing taken upon me the charge of the said Award and

Liber M M Umpirage and minding that a finall end and agreement shall be had and Continued between the said parties from henceforth touching all & Singular the p^rmisses Doe make & declare this my Award Umpirage and Arbitrament in manner & forme following that is to say.

Imprimis I doe award that the said John Pickerinn shall forthwith release unto the said W^m Hide all his claime & demand of in & to One hogeshead & One hampier of bottles marked **EP** two swords One featherbed boulster and quilt

p. 566 I doe award that the said John Pickerinn and the Said W^m Hide Shall equally pay between them all Such Secretaryes ffees Attorneyes ffees and Ordinary expences as have beene expended in the said Controvers[ie] between them the said partyes Since the begining of the same.

Item Lastly I doe Award that the said Parties Shall by writeing under their hands and Seales interchangably release acquit exonerate & for ever quitclaime each other of all debts dues accompts reckonings suits actions controversies debates & demands whatsoever as also of all cause & causes of actions which either of them or their heirs execut^{rs} or adm^{rs} may might or could have against each other for any cause matter or thing whatsoever from the begining of the World to the day of the date hereof.

And in Testimony that this present writeing and the matter therein contained is my award Arbitrament determination & judgm^t I have hereunto Sett my hand and Seale this Seventh day of May 1675

C Boteler. (Sealed)

May 8th 1675

Ordered that the Attorneyes attend the Secretary on tuesday next being the 11th day of this instant month of May for entry of their appearances amercing Sheriffs &c.

Eodem die Was Thomas Wynn Sworne Deputy Sheriff of S^t Maries County in Open Court.

The Court adjourned untill the 26th
of October next.

October 26th 1675

Came W^m Baker of S^t Maries County & desired his marke might be recorded which is as followeth.

Cropt and two Slitts in the Right eare
Cropt and underkeeled in the left eare.

Maryland ss.

Att a Provinciall Court held at the Citty of S^t Maries the Sixteenth day of November in the 44th yeare of his Lo^{pp}s Dominion Anno^q Domⁿ One thousand Six hundred Seventy five and there Continued

untill the Six and twentieth day of the same month at which said Liber M M
16th day were present.

The Hon^{ble} } Philip Calvert Esq^r Chancellour
 } W^m Calvert Esq^r Secretary
 } Baker Brooke Esq^r
 } Coll Jesse Wharton Esq^r } justices.

Jn^o Blomfeild Cl.

John Baker } Edmund Lindsey late of Charles County planter
ag^t } otherwise called Edmond Lindsey of Charles
Edmund Lindsey } County in the said Province planter was Sumoned
 to answer unto John Baker of a plea that he render p. 567
unto him the full and just quantity of two thousand two hundred
ninty five pounds of good Sound merchantable tobacco in casque
which to him he oweth and unjustly deteineth

And whereupon the Said John Baker by Robert Ridgely his At-
torney Saith that whereas the said Edmond the 16th day of May in
the yeare of Our Lord One thousand six hundred Seventy foure
by his certaine bill Obligatory Sealed with the Seale of the said
Edmond and here in Court produced whose date is the day and yeare
aforesaid did acknowledge himselfe to be holden and firmly bounden
unto the Said John Baker in the full and just quantity of two thou-
sand two hundred ninty and five pounds of good Sound merchantable
tobacco & caske to be paid to the said John Baker or to his certaine
Attorney his heirs executors administrato^{rs} or assignes in Some Con-
venient place in Charles County upon demand to the which payment
well & truly to be made the said Edmond did bind himselfe his heirs
executors & adm^{rs} firmly by those p^rsents Yet the aforesaid Edmond
the said summe of two thousand two hundred ninty five pounds of
tobacco according to the tenor of the Same bill Obligatory to him the
said John Baker though often thereunto required hath not paid but
the Same to pay hath denyed and as yet doth deny whereupon the
Said John Baker Saith he is dampnified and hath lost to the Value
of three thousand pounds of tobacco & thereupon he bringeth his
suite.

And the said Edmund Lindsey by Benjamin Rozer his Attorney
cometh and defendeth the force and injury when &c and prayeth lib-
erty of Speakeing hereunto untill the next Provincial Court and the
same day is given to both parties.

Now here at this day to wit the Sixteenth day of November in the
44th yeare of his Lopps Dominion &c came the said John Baker by
Robert Rigley his Attorney and the said Edmund Lindsey by Benj^a
Rozer his Attorney came likewise & the said Benjamin Saith nothing
in barr or avoidance of the action aforesaid of him the said John
Whereupon the said John remaineth against the said Edmund there-

Liber M M upon wholly undefended Therefore it is considered by the Court here that the said John Baker recover ag^t the said Edmund Lindsey aswell the summe of two thousand two hundred ninty five pounds of tobacco the debt aforesaid as also the sume of five hundred forty foure pounds of tobacco costs of suite and the said Edmund in mercy.

Charles County ss.

Mr. Benjamin Rozer this is to desire & authorize you to appeare for me Edmond Lindsey of Charles County in the Province of Maryland Planter in the Provinciaall Court of the said Province at the suite of John Baker in an action of debt to the value of two thousand two hundred ninty five pounds of tobacco & to confesse a judgment against me unto him for the said quantity of tobacco besides costs of suite by non sum informatus nil dicit or otherwise & for your so doing this shall be your Sufficient warrant Wittnes my hand & Seale this 13th day of November 1675

Wittnesses Alexander Gallant the marke of
Ambrose Bayley. Edmond + Lindsey (Sealed)

p. 568 Memorandum that this day to wit the Sixteenth day of November in the 44th yeare of his Lo^{pps} Dominion &c Anno^q Do^m 1675 came Robert Dunn High Sheriff of Kent County and Guardian to William Vaughan one of the Orphants of Robert Vaughan deceased and produceth to the Court here a Certaine Order of this Court the tenor whereof followeth in these words Vizt.

Maryland ss.

Att a Provinciaall Court of the Right Hon^{ble} the Lord Pro^{pry} held at St^t Maries the 12th day of November in the 42th yeare of his Lo^{pps} Dominion over Maryland Anno^q Do^m 1673 before his Lo^{pp} justices thereunto assigned.

Robert Dunn of Kent County Gent Guardian of W^m Vaughan one of the Orphants of Robert Vaughan deceased petitioneth this Court that whereas he was by this Court appointed Guardian to the said Orphant & also this Court did Order that the said Orphants estate should be delivered into the hands of the Said Dunn Yet notwithstanding Jeremiah Eaton of Kent County who married the mother of the said Orphant deteines in his hands tenn thousand pounds of tobacco bequeathed as a Legacy by Major Ingram deceased to the Said Orphant and which was left by his ffather, The Said Dunn waves Order of this Court for the same

The Court takeing the premisses into their Serious consideration doe Order that the Comissioners of Kent County doe examine the businesse and what they Shall find in the hands of the Said Eaton

belonging to the said Orphant that they See delivered into the hands of the said Dunn, and of their proceedings herein that they make
 Libe^r M M
 returne to this Court.

By the Court.

Robert Ridgely Clerke.

On the backside of the aforegoeing Order was written thus.

Whereas Wee the Comissioners of the County of Kent have received an Order from the Hon^{ble} Provincia^l Court dated the 12th of 9^{ber} 1673 and in pursuance of that Order Wee have examined the buisnesse & the said M^r Eaton hath promised to pay the said tenn thousand pounds of toba[cco] unto M^r Robert Dunn Guardian of the Said Orphant of Cap^t Robert Vaughan.

Att a Court held for the County of Kent March the 23th 1674

Wee the Comissioners of this County understanding by M^r Robert Dunn the Guardian of W^m Vaughan that the abovesaid tenn thousand pounds of tobacco is as yet not paid, Whereupon wee Ordered that the said M^r Eaton should be summoned to the next Orphants Court which was accordingly done but the said Eaton did not then appeare

Vera Copia test.

Cha^r Banckes Clek

Which being read & heard it is Ordered by the Court here that a scire facias issue to the said Jeremiah Eaton to shew cause if any he have why execut[ion] for the said sume of tenn thousand pounds of tobacco should not issue ag^t him, returnable next Court.

Memorandum That this Present Court to wit the fourth day of May in the 43th year of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1675 Came here into Court John Pawson by Robert Carville his Attorney and exhibiteth here unto Court his certaine bill against Thomas Wynne Cryer of the same Court in a plea that he render unto him two thousand five hundred pounds of tobacco which to him he oweth & unjustly deteineth p. 569

And whereupon the Said John by Robert Carville his Attorney Saith that whereas the said Thomas Wynne the fourth day of June in the year of Our Lord One thousand six hundred seventy foure by his certaine writeing Obligatory Sealed with the Seale of him the said Thomas and here in Court produced whose date is the same day & yeare abovewritten did bind himselfe his heirs executors and administ^{rs} to pay or cause to be paid unto the said John Pawson his heirs execut^{rs} adm^{rs} or assignes the full and just quantity of two thousand five hundred pounds of good sound bright & large tobacco & caske convenient to be paid conveniently in Baltemore County Notwithstanding which the said Thomas the aforesaid summe of two thousand five hundred pounds of tobacco to him the said John hath not paid though he hath been often thereunto required but the same

Liber M M to pay hath altogether denied & as yet doth deny whereby he saith he is dampnified and hath losse to the value of five thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Thomas by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c and prayeth licence to imparle here untill the next Provinciaall Court & it is granted him and the same day is given to both parties.

At which said Provinciaall Court to witt the Sixteenth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1675 Came the said John Pawson by his Attorney aforesaid & the said Thomas Wynn in his proper person likewise came and the said Thomas Saith that as to twelve hundred sixty nine pounds of tobacco part of the said summe of two thousand five hundred pounds of tobacco he cannot gainsay for that he oweth the same unto the said John Therefore it is considered by the Court here that the said John Pawson recover against the said Thomas Wynn the said summe of twelve hundred Sixty nine pounds of tobacco the debt aforesaid together with the summe of five hundred Seventy two pounds of tobacco for his costs & charges in this behalf laid and expended & the said Thomas in mercy.

Richard Hullett	}	these three causes agreed.
ag ^t		
W ^m Dunkerton		
Walter Tucker & Comp ^a		
ag ^t		
the same		
Walter Tucker & al.	}	
ag ^t		
the Same.		

p. 570	W ^m Melton	}	}
	ag ^t		
	John Throster	}	
	Thomas Wynn		
	ag ^t	}	
	John Rawlins		
	Jn ^o Slater	}	
	ag ^t		
	Thomas Dieas	}	
	Robert Carvile		
	ag ^t	}	
	John Rawlins		
	Benj ^a Bennett	}	
	ag ^t		
	Richard Ball		

Marmaduke Semme	}	these thirteene causes agreed.
ag ^t		
John Shapley		
George Charlsworth		
ag ^t		
Charles Delaroch		
W ^m West		
ag ^t		
Nehemiah Blackiston		
Jn ^o Blackistone		
ag ^t		
George ffinion		
Richard Royston		
ag ^t	}	
Richard Bayly		
Morgan Jones		
ag ^t	}	
John Rawlings		
Philip Calvert Esq ^r	}	
ag ^t		
Peter Eure & Tho:	}	
Courtney		
John Throster	}	
ag ^t		
W ^m Melton.	}	

Thomas Mountfort	}	Thomas Bowdle of Calvert County Planter was p. 571 attached to answer unto Thomas Mountfort in a plea of trespas upon the case
ag ^t		
Thomas Bowdle		

And whereupon the Said Thomas Mountfort by Kenelm Cheseldyn his Attorney complaineth that whereas the said Thomas Bowdle the 25th day of ffebruary in the yeare 1673 in Consideration that the said Thomas Mountfort at the Speciall instance & request of him the said Thomas Bowdle would lend unto him the said Thomas Bowdle One new boate belonging to him the said Thomas Mountfort being fourteen foot by the Keele with her masts Sayles & other Rigging thereunto belonging the said Thomas Bowdle did assume upon himselfe & to the said Thomas Mountfort did faithfully promise that he the said Thomas Bowdle the said boate with her mast Sayles & other Rigging within tenn dayes after would returne her againe to the said Thomas Mountfort in like manner as he received her, And the said Thomas Mountfort in fact Saith that he the Said Thomas Mountfort did lend & deliver unto the said Thomas Bowdle the boate aforesaid with Mast new Sayles & all other necessary Rigging thereunto belonging Notwithstanding which the said Thomas Bowdle the boate aforesaid with her Sayles & other rigging hath

Liber M M not redelivered unto him the said Thomas Mountfort but the same to returne & deliver unto him the said Thomas Mountfort though often thereunto required hitherto hath & still doth altogether deny to the damage of the said Thomas Mountfort two thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Thomas Bowdle by George Oldfeild his Attorney cometh & defendeth the force & injury when &c & prayeth liberty of Speakeing hereunto untill next Provinciaall Court & it is granted unto him the same day is given to both Parties.

Now here at this day to wit the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoꝝ Doñ 1675 Came aswell the said Thomas Mountfort by his Attorney and the said Thomas Bowdle by Robert Carvile his Attorney came likewise And the said Thomas Bowdle saith he did not assume upon himselfe and to the said Thomas Mountfort make such Promise as the said Thomas Mountfort hath above declared against him and of this he putts himselfe upon the Country and the plaintiff also Therefore Comand is given to the Sheriff of St Maries County that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c

p. 572 Att which said foure & twentieth day of November in the yeare aforesaid Came the said Thomas Mountfort & the said Thomas Bowdle by their Attornyes aforesaid & the jurors of that jury likewise came to witt John Gittings W^m Thomas Arthur Wright Peter Watts John Tant Richard Meekins John Garnish Raymond Stapelfort John Brookes George Charlsworth Henry Turner & Henry Exon who being impannelled sumōned & Sworne to say the truth in the premisses upon their Oathes doe say Wee find for the plaintiff Therefore it is considered by the Court here that the said Thomas Mountfort recover against the said Thomas Bowdle aswell the summe of two thousand pounds of tobacco for his damages occasioned by the trespass aforesaid as also the sume of One thousand seaven hundred & fourteen pounds of tobacco for his costs and Charges in this behalfe laid Out and expended & the said Thomas Bowdle in mercy.

Richard ffountaine	}	This action being upon replevin for a certaine Stone horse the defendant this day to wit the foure & twentieth day of November in the 44 th yeare of the Dominion of Caecilius &c by Benjamin Rozer his Attorney cometh & defendeth the force & injury when &c & as to the trespass aforesaid as to the Keeping & unjust deteineing the horse aforesaid the said Benjamin Saith not Therefore it is considered by the Court here that the said Richard recover against the said Henry aswell the summe of two thousand pounds of tobacco for the trespass aforesaid as also the summe of
ag ^t		
Henry Hawkins		

One hundred & eighty pounds of tobacco for his costs of Suite Liber M M
adjudged by the Court here for his costs & charges now laid Out &
expended & the said Henry in mercy.

Edward Roe ag ^t Jeremiah Eaton & Jn ^o Brooke	}	Jeremiah Eaton & John Barke late of Kent County otherwise called Jeremiah Eaton of the County of Kent and John Barke of the County of Talbott both of the Province of Maryland were sumōned to answer unto Edward Roe of a plea that they render unto him five thousand eight hundred sev- enty foure pounds of tobacco which to him they owe & unjustly deteine.
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And whereupon the said Edward by Robert Carvile his Attorney
saith that whereas the said Jeremiah and John the sixteenth day of
December in the yeare of Our Lord 1673 by their certaine bond or
writeing obligatory Sealed with the Seales of them the said Jeremiah
and John & here in Court produced whose date is the day & yeare
abovesaid did bind themselves their or either of their heirs execut^{rs} &
adm^{rs} joyntly & severally in the summe of five thousand eight hun-
dred seventy foure pounds of good Sound merchantable tobacco in
caske according to the late act of Assembly to be paid unto the said
Edward Roe at or upon the tenth day of October next ensueing the
date of the said bond in Tredaven Creeke or in Great Choptanck
River in One entire payment Yet Notwithstanding the said Jeremiah
Eaton and John Barke the said summe of five thousand eight hun-
dred seventy foure pounds of tobacco him the said Edward Roe
according to the tenor of the said bond though often thereunto re-
quired have not contented or paid but the same to content or pay
have hitherto denied and still doe deny to pay the same whereupon
the said Edward saith he is dampnified & hath losse to the value of
Seven thousand pounds of tobacco And thereupon he bringeth his
suite

And the said Jeremiah & John by Vincent Lowe their Attorney p. 573
come & defend the force & injury when &c & pray the hearing of the
said bond and it is read unto them & they also pray the hearing of
the Condition of the said bond & it is read unto them in these words
following Vizt The Condition of this Obligation is such That if the
abovebounden Jeremiah Eaton & John Barke or either of them their
heirs executors adm^{rs} or assignes shall well & truly pay or cause to
be paid unto the abovesaid Edward Roe his heirs executors adm^{rs} &
assignes or lawfull Attorney the full & just summe of two thousand
eight hundred ninty two pounds of good sound merchantable tobacco
in caske according to the late Act of Assembly at or upon the tenth
day of October next ensueing the date hereof at One entire paym^t in
Tredaven Creeke or in some place convenient in Great Choptanck
River then this Obligation to be Void or otherwise to stand in full

Liber M M force and virtue as wittnes Our hands & Seales the day & yeare abovewritten Which being read & heard the said Jeremiah & John Say nothing in barr or avoidance of the action aforesaid of him the said Edward

Therefore it is this day to witt the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Considered by the Court here that the said Edward Roe recover against the said Jeremiah Eaton & John Barke aswell the said summe of five thousand eight hundred Seventy foure pounds of tobacco the debt aforesaid as also the summe of five hundred ninty two pounds of tobacco for his costs & charges in that behalfe laid Out & expended and the said Jeremiah and John in mercy.

James Nuthall } Richard Bayley late of Calvert County was attached
ag^t } to answer unto James Nuthall in a plea of trespas
Richard Bayley } upon the case.

And whereupon the said James Nuthall by Kenelm Cheseldyn his Attorney complaineth that whereas the said Richard Bayley the two & twentieth day of December in the yeare One thousand six hundred seventy three stood indebted unto the said James Nuthall the summe of fifteen hundred & fifty pounds of tobacco for One thousand pounds of porke sold & delivered unto him the said Richard and also the summe of three hundred sixty five pounds of tobacco for Six Cow & steere hides and One doeskin sold and delivered at the same time which said summes of fifteen hundred & fifty pounds of tobacco and three hundred sixty five pounds of tobacco in the whole amount to the sume of nineteene hundred & fifteen pounds of tobacco In consideration whereof the said Richard did assume upon himselfe & to the said James did faithfully promise that he the said Richard the said sume of nineteen hundred & fifteen pounds of tobacco to him the said James when thereunto required to him the said James would well & truly content & pay Notwithstanding which the said Richard the said summe of nineteen hundred & fiteene pounds of tobacco to him the said James according to his promise hath not paid though often thereunto required but the same to pay hitherto hath & Still doth deny to the damage of the said James two thousand five hundred pounds of tobacco And thereupon he bringeth his suite.

p. 574 And the said Richard Bayley by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and the said Richard saith that as to fiteene hundred & fifty pounds of tobacco part of the Said nineteene hundred & fiteene pounds of tobacco which the said James hath above imposed upon him the said Richard saith that the said fiteene hundred & fifty pounds of tobacco to him the said James he hath paid by the hands of Thomas Sprigg and this he is ready to averre whereupon he prayes judgment if the said James his action aforesaid for the same ought to have And as to three hun-

dred sixty five pounds residue of the said nineteene hundred & fif- Liber M M
teene pounds of tobacco the said Richard saith that he did not assume
& promise in manner & for me as the Said James above hath de-
clared against by him. And the Said James Saith that he the said
Richard hath not paid the said fifteen hundred & fifty pounds of
tobacco in manner aforesaid and that the said Richard did assume
for the three hundred sixty five pounds of tobacco residue of the said
debt and of this he putts himselfe upon the Country and the said
Richard likewise Therefore Comānd is given to the Sheriff that
he cause to come here twelve &c by whom &c who neither &c to rec-
ognize &c because as well &c

Now here at this day to wit the foure & twentieth day of November
in the 44th yeare of the Dominion of Caecilius &c Annoq; Doñ 1675
Came the said James Nuthall by Kenelm Cheseldyn his Attorney and
the said Richard Bayley by Robert Ridgely his Attorney likewise came
& the jurors of that jury Vizt John Gittings W^m Thomas Arthur
Wright Peter Watts John Tant Richard Meekins John Garnish Ray-
mond Stapelfort John Brookes George Charlsworth Henry Turner
and Henry Exon who being impannelled sumōned & Sworne to Say
the truth in the premisses upon their Oathes doe Say Wee find for
the plaintiff ten pounds of tobacco being in arreare and unpaid of
the debt now sued for and as to the three hundred sixty five pounds
of tobacco Wee have no evidence whereby the assumption may be
proved to Us. Therefore it is considered by the Court here that the
said James Nuthall recover against the said Richard Bayley aswell
the sume of ten pounds of tobacco for the trespas aforesaid as also
the sume of pounds of tobacco for his costs &
charges in this behalfe laid Out & expended & the said Richard
Bayley in mercy.

Garrett Vansweringen	} Henry Smith late of S ^t Maries County
ag ^t	
Henry Smith	

planter was attached to answer unto Garret
Vansweringen in a plea of trespas upon the
case.

And whereupon the said Garret Vansweringen by Kenelm Chesel-
dyn his Attorney complaineth that whereas the said Henry Smith
the ninetenth day of June in the yeare 1672 Stood indebted to the
said Garret Vansweringen for divers liquors & other accomodations
received at the house of him the said Garret at divers dayes & tymes p. 575
to wit from the said ninetenth day of June in the yeare 1672 afore-
said untill the thirtith day of September in the yeare 1673 a particu-
lar of all which is here in Court produced amounting in the whole
to the sume of five hundred & twelve pounds of tobacco In considera-
cōn whereof the said Henry did assume upon himselfe & to the said
Garret did faithfully promise that he the said Henry when thereunto
required the said sume of five hundred & twelve pounds of tobacco

Liber M M to him the said Garret would well & truly content & pay. Notwithstanding which the said Henry the said sume of five hundred & twelve pounds of tobacco according to his promise hath not paid though often thereunto required but the same to pay hitherto hath & still doth altogether deny to the damage of the said Garret Vansweringen One thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Henry by Robert Carvile his Attorney cometh & defendeth the force & injury when &c & prayeth liberty of speaking hereunto untill next Provinciaall Court the same day is given to both parties.

Now here at this day to wit the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c came the said Garret by his Attorney aforesaid & the said Henry by his said Attorney aforesaid came likewise & the said Henry Saith that he did not assume upon himselfe & to the said Garret make such promise as in the declaration is complained off & of this he putteth himselfe upon the Country and the said Garret also. Therefore Comand is given to the Sheriff that he cause to come here twelve &c who neither &c by whom &c to recognize &c because aswell &c

At which said foure & twentieth day of November in the yeare aforesaid came the said Garret & Henry by their Attornyes aforesaid & the jurors of that jury likewise came to witt Henry Tripp James Nuthall John Bigger Richard Bayley Tobias Wells Walter Hall David Holt Richard Hatton Michael Miller Joseph Edloe Thomas Doxey & Ralph Blackhall who being impannelled sumoned & Sworne to say the truth in the premisses upon their Oathes doe Say Wee the jurors doe find for the plaintiff Therefore it is considered by the Court here that the said Garret recover against the said Henry aswell the sume of five hundred & twelve pounds of tobacco damages occasioned by the trespas aforesaid as also the sume of nine hundred sixty foure pounds of tobacco for his costs & charges in this behalfe laid Out & expended and the said Henry in mercy.

Marmaduke Semme	} William King late of Calvert County was attached to answer unto Marmaduke Semme in a plea of trespas upon the case.
ag ^t	
W ^m King	

And whereupon the said Marmaduke by Kenelm Cheseldyn his Attorney complaineth that
 p. 576 whereas the said William King the 24th day of february in the yeare One thousand six hundred seventy three bought had and received of the Said Marmaduke One man servant the said W^m did assume upon himselfe & to the said Marmaduke did faithfully promise that he the said W^m for the same would when thereunto required pay unto him the said Marmaduke the summe of three thousand pounds of tobacco And the said Marmaduke in fact saith that he the said Marmaduke

did sell & deliver the said Servant unto the said William for three thousand pounds of tobacco to be paid as aforesaid Notwithstanding which the said William the said summe of three thousand pounds of tobacco according to his promise to him the said Marmaduke hath not paid though often thereunto required but the same to him to pay hitherto hath & still doth deny to the damage of the said Marmaduke the summe of six thousand pounds of tobacco And thereupon he bringeth his suite. Liber M M

And the said W^m by Robert Ridgely his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill next Provinciaall Court & it is granted unto him the same day is given to both parties.

Now here at this day to wit the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̄ Doñ 1675 came the said Marmaduke by Kenelm Cheseldyn his Attorney but the said W^m King came not therefore it is considered by the Court here that the said Marmaduke recover against the said W^m King the said summe of three thousand pounds of tobacco for his damages Occasioned by the trespass aforesaid as also the summe of five hundred twenty eight pounds of tobacco costs of Suite & the said W^m in mercy.

John Harris ag ^t Richard Whitty	}	Richard Whitty late of Somerset County Cooper otherwise called Richard Whitty of Somerset County in the Province of Maryland was sumōned to answer unto John Harris of a plea that he render unto him the just & full summe of three thousand two hundred weight of good Sound merchantable tobacco without ground leaves or Seconds with caske which to him he oweth & unjustly deteineth
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And whereupon the said John Harris by Robert Ridgely his Attorney Saith that whereas the said Richard the eleventh day of January in the yeare of Our Lord 1672 by his certaine bill Obligatory Sealed with the seale of him the said Richard and here in Court produced whose date is the day and yeare aforesaid did bind himselfe his heirs execut^{rs} adm^{rs} or assignes to pay or cause to be paid to the said John Harris his heirs executors adm^{rs} or assignes the full and just summe of three thousand two hundred weight of good Sound merchantable tobacco without ground leaves or seconds with caske to be paid at all demands at some convenient landing Notwithstanding which the Said Richard the Said summe of three thousand two hundred pounds of tobacco to him the said John according to the tenor of the same bill though often demanded hath not paid (though) but the same to pay hath denied & as yet doth deny to the damage of the said John foure thousand pounds of tobacco & thereupon he bringeth his suite p. 577

Liber M M Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̄ Doñ 1675 Came the said Richard Whitty in his proper person in the Custody of the Sheriff and saith nothing in barr of the action aforesaid of him the said John Harris for that he oweth unto the said John the debt aforesaid Therefore it is considered by the Court here that the said John recover against the said Richard the said summe of three thousand two hundred pounds of tobacco the debt aforesaid as also the summe of five hundred and twelve pounds of tobacco costs of Suite & the said Richard in mercy.

John Harris adm ^r Thomas Sunderby ag ^t Richard Whitty	}	Richard Whitty late of Somerset County Cooper otherwise called Richard Whitty of Somerset County was Sumoned to answer unto John Harris adm ^r of all and Singular the goods chattells & creditts of Thomas Sunderby deceased of a plea that he render unto him the full & just sume of fiveteen thousand Six hundred fifty five pounds of good Sound merchantable tobacco & caske which from him he unjustly deteineth
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And whereupon the said John Harris by Robert Ridgely his Atorny Saith that whereas the said Richard the eighth day of January in the yeare of Our Lord 1672 by his certaine bill Obligatory Sealed with the Seale of the said Richard & here in Court produced whose date is the day & yeare aforesaid did bind himselfe his heirs executors administrators or assignes to pay or cause to be paid unto the said Thomas Sunderby his heirs execut^{rs} adm^{rs} or assignes the full & just Summe of fifteen thousand six hundred fifty & five pounds of good sound merchantable tobacco and caske without ground leaves or Seconds to be brought on board the Shipp Society riding in Leonards Creeke within thirty dayes after the date abovewritten Yet the aforesaid Richard Whitty the said summe of fiteene thousand Six hundred fifty five pounds of tobacco to him the said Thomas Sunderby in his life tyme, nor to the said John Harris since his death to whom administration of all and Singular the goods Chattells & Creditts of the said Thomas Since his death was committed hath not paid according to the tenor of the Same bill though often thereunto required but the same to pay hath refused & as yet doth refuse to the damage of the said John Harris the summe of twenty thousand pounds of tobacco & thereupon he bringeth his suite

p. 578 And the Said John bringeth into Court here the Letters of administration to him granted of all and singular the goods Chattells and Creditts of the said Thomas That it may appeare to the Court here that he is the adm^r of the Said Thomas &c

Now here at this day to witt the twentieth day of November in the

44th yeare of the Dominion of Caecilius &c Annoq̃ Doñ 1675 Liber M M
 Came the Said Richard Whitty in his proper pson in the Custody of
 the Sheriff and Saith that as to Six thousand Seven hundred sev-
 enty nine pounds of tobacco part of the said sume of fifteen thou-
 sand six hundred fifty five pounds of tobacco he cannot gainsay but
 that he oweth the same to the said John Harris as Administrator
 aforesaid whereupon the said John remaineth against the said Rich-
 ard thereupon undefendeth therefore it is considered by the Court
 here that the said John Harris adm^r aforesaid recover against the
 said Richard Whitty the said summe of Six thousand seven hun-
 dred Seventy nine pounds of tobacco aforesaid together with the
 sume of five hundred & twelve pounds of tobacco costs of Suite &
 the said Richard in mercy.

Samuel Hatton adm^r Jn^o } Memorandum the sixteenth day of October
 Hatton } in the 43th yeare of the Dominion of Cae-
 ag^t } cilius &c His Lordshipp to the Sheriff of
 ffancis Holland } Ann Arundell County Sendeth his writ of
 scire facias in these words Caecilius Abso-

lute Lord and Proprietary of the Provinces of Maryland & Avalon
 Lord Baltemore To the Sheriff of Ann Arundell County Greeting
 Whereas ffancis Holland late of your County together with One
 John Brewer of Our said County by a certaine writeing in the nature
 of a recognizance the 14th day of July in the 33th yeare of Our Do-
 minion over Our said Province Annoq̃ Doñ One thousand six hun-
 dred sixty three in the Office for probate of wills and granting admin-
 istracōns and now remaineing upon record in Our Said Office before
 William Bretton Gent being thereunto legally authorized and ap-
 pointed by the Hon^{ble} Henry Sewall late Secretary of Our said Prov-
 ince became bound unto Us that he the Said John Brewer should well
 and truly administer all & Singular the goods chattells rights & creditts
 of John Hatton late of Our said County deceased & to give a true ac-
 compt of the same to the said judge for probate of Wills and granting
 administrations when thereunto required and save harmlesse and
 Keepe indempnified Our said judge from all manner of persons have-
 ing right in Law to the estate of the said John Hatton deceased in the
 Summe of One hundred thousand pounds of tobacco and thereupon
 the said John Brewer had administracōn of all and Singular the
 goods Chattells and Creditts of the said John Hatton at the time
 of his death after his death to him committed And afterwards
 the said John Brewer dyed after whose death administration of
 all and singular the goods and Chattells which were of the Said John
 at the time of his death were to Elizabeth Brewer Relict of the said
 John comitted and the said Elizabeth also after dyed and adminis-
 tration of all and singular the goods and Chattells which were of the
 said Elizabeth at the time of her death after her death was unto

Liber M M Nathaniel Heathcote of Our said County comitted And One Samuel Hatton by virtue of a letter of Attorney from Thomas Hatton executor of the said John Hatton who in this Our Province proved the said Will and On the behalfe of the said Thomas had Letters of Administration of all the goods & chattells of the said deceased granted unto him with copy of the will thereunto annexed who Cited the said Nathaniel Heathcoate before Our judge for probate of Wills & granting administrations to render an accompt of the said John Hattons estate and did there by Libell exhibited make appeare before Our Said judge that a false inventory of the said estate was exhibited by the said John Brewer and the said estate according to inventory by the Said John Brewer exhibited to be wasted and imbezelled by him the Said John Brewer & no assetts remaineing to the Said Elizabeth Administratrix of the said John Brewer nor to the Said Nathaniel Adm^r of the said Elizabeth to satisfie the damages of the said estate So wasted unto the Said Samuel Hatton adm^r of the said John. Our Said judge for probate of Wills and granting adm^rions according to the Lawes of this Province hath assigned over the Said writeing in the nature of a recognizance to the said Samuel for his releife in the premisses These are therefore to will & require you by honest men of your Bailiwick that you make Knowne unto the said ffrancis Holland that he be before Our justices of Our next Provinciaall Court to be holden at the Citty of S^t Maries the eighth day of December next to Shew if he hath any thing for himselfe or not to speake wherefore the aforesaid debt of One hundred thousand pounds of tobacco of the Lands & chattells of him the said ffrancis in the forme aforesaid acknowledged ought not to be rendred unto the said Samuel Hatton assignee of Us and lawfull Administrator of the said John Hatton according to the forme of the said writeing in the nature of a recognizance & have you there this writ and the same Sheriff maketh returne of the writ aforesaid that he be and appeare at the day & place as by the same writ he was comanded

At which said eighth day of December came the said ffrancis Holland by Robert Ridgely his Attorney and saith that by a certaine Act of Assembly of this Province entituled an Act for preservation of Orphants estate the judge in Testamentary business in case of wasting and embezelling of the estate by the former administrator that then the said judge by the said Act is impowered to assigne over the bond entering into by the former adm^r and his Security to the new adm^r to be releived against them for Such wasting and embezellment. And the said ffrancis Saith that the said writeing in the nature of a recognizance by the said Act to the said Samuel Hatton ought not to be assigned because he Saith the same is a recognizance and not mentioned in the said Act nor can issue be joyned & a jury be impannelled in this Court to try whether the said John Brewer did

wast or imbezell the estate of the said John Hatton deceased & this he is ready to averre & therefore demands judgm^t of this Court whether the aforesaid debt of One hundred thousand pounds of tobacco of the Lands and chattells of him the said ffrancis ought to be rendred to the said Samuel Hatton assignee of the said Lord Prop^{ry} & Adm^r of the said John Hatton according to the forme of the Said writeing in the nature of a recognizance aforesaid. Liber M M

And the Said Samuel Saith that the Said writeing in the nature of a recognizance Ought by the said Act for preservation of Orphants estates by the judge for probate of wills & granting administrations to be assigned over to the Said Samuel for his releife against the wasting and imbezelling of the Said estate of the Said John Hatton deceased by the first Administrat^r of the said estate & of this craves judgment of the Court.

Now here at this day to wit the twentieth day of November in the 44th yeare of his Lo^{pps} Dominion &c. Anno^q Domⁱ 1675 the Court here haveing fully heard what can be alleadged by the Attornyes on either Side of & in the premisses and fforasmuch as it appeares to the judge for probate of Wills and granting Administrations that the estate of the Said John Hatton deceased is by the first Administrat^r wasted and imbezled to the Value of twenty Seven thousand Seaven hundred and eleven pounds of tobacco Therefore it is considered by the Court here that the said Samuel Hatton the present Administrator recover against the Said ffrancis Holland aswell the Said Summe of twenty Seaven thousand seven hundred and eleaven pounds of tobacco as also the Sum^e of Seven hundred forty Seaven pounds of tobacco Costs of Suite.

Novem^r 17th 1675

Then were John Jones of S^t Maries County and Peter Sayer of Talbott County Gent admitted and Sworne Attornyes of this Court according to the usuall Oath of Attornyes of this Court.

Robert Carvile	} Arthur Wright late of Dorchester County otherwise called Arthur Wright of the County of Dorchester in the said Province Gent was Sumōned to answer unto Robert Carvile One of the Attornyes of this Court according to the priviledges &c of a plea that he render unto him the sum ^e of twelve hundred pounds of tobacco which to him he oweth & unjustly deteineth &c.
ag ^t	
Arthur Wright	

And whereupon the Said Robert in his proper person Saith that whereas the Said Arthur upon the Second day of October in the yeare of Our Lord One thousand Six hundred Seventy two by his certaine bill or writeing Obligatory Sealed with the Seale of him the Said Arthur and here in Court produced whose date is the day and

Liber M M
p. 581

yeare abovesd did confesse and acknowledge himselfe to owe and stand indebted unto the said Robert in the full and just quantity of twelve hundred pounds of tobacco and caske to be paid to the said Robert upon demand Yet notwithstanding the said Arthur the said Summe of twelve hundred pounds of tobacco to him the said Robert though often thereunto requested according to the tenor of the said bill hath not hitherto paid or satisfied but the same to pay & Satisfie doth deny to the damage of the Said Robert Sixteen hundred pounds of tobacco & thereupon he bringeth his suite

And the said Arthur by Robert Ridgely his Attorney cometh & defendeth the force and injury when &c & prayeth liberty to imple here untill next Provinciaall Court & it is granted him the same day is given to both parties here.

Now here at this day to wit the foure & twentieth day of Novemb^r in the 44th yeare of the Dominion of Caecilius &c came the said Robert Carvile in his proper person and offered himselfe against the said Arthur in the plea aforesaid & the said Arthur by his Attorney aforesaid came likewise and the said Arthur by his Attorney aforesaid Saith nothing in barr or avoidance of the action aforesaid of him the said Robert whereupon the said Robert remaineth against the said Arthur thereupon undefended Therefore it is considered by the Court here that the said Robert Carvile recover against the said Arthur Wright aswell the summe of twelve hundred pounds of tobacco the debt aforesaid as also the sume of One hundred & twelve pounds of tobacco costs of Suite & the said Arthur in mercy.

These are to authorize and impower you Robert Ridgely One of the Attornyes of the Provinciaall Court to appeare for me at the suite of M^r Robert Carvile in an action of debt for twelve hundred pounds of tobacco and in the same to let judgm^t goe by non sum informatus or otherwise as to you shall seeme meet & for your proceedings herein this shall be your warrant Wittnes my hand & seale the 4th of May 1674.

Wittnes Clement Hill
the marke of
W^m M Worgan.

Wright (Sealed)

Thomas Chapman
ag^t
John Baker

} John Baker late of S^t Maries Citty otherwise
called John Baker of S^t Maries in the Province
of Maryland was Sumoned to answer unto
Thomas Chapman in a plea that he render unto
him the Summe of two thousand six hundred
pounds of tobacco which to him he oweth and
unjustly deteineth.

And whereupon the said Thomas Chapman by Kenelm Cheseldyn his Attorney Saith that whereas the said John Baker the three & twentieth day of June in the yeare One thousand Six hundred Sev-

enty foure did by his certaine writeing Obligatory Sealed with the Seale of the Said John Baker here in Court produced whose date is the same day and yeare abovewritten acknowledge himselfe holden & firmly bound & indebted unto Thomas Chapman of Liverpoole merchant the full whole and just quantity of two thousand Six hundred pounds of good Sound merchantable leafe tobacco in caske to be paid upon demand and for good compliance thereof he did bind himselfe his heirs executors adm^{rs} & assignes to him the said Thomas Chapman his heirs executors adm^{rs} or assignes or lawfull Attorney Notwithstanding which the said John Baker the said Summe of two thousand Six hundred pounds of tobacco according to his Said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath & doth altogether deny to the damage of the said Thomas foure thousand pounds of tobacco & thereupon he brings his suite.

Liber M M

p. 582

And the said John by Robert Carville his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of Speaking hereunto untill next Provinciaall Court & it is granted him the same day is given to both parties here.

Now here at this day to wit the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Dom 1675 came the said Thomas by his Attorney aforesaid and offered himselfe against the said John in the plea aforesaid but the said John came not but made default therefore it is considered by the Court here that the said Thomas Chapman recover against the said John Baker aswell the summe of two thousand Six hundred pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco for his costs & charges in this behalfe laid Out & expended and the said John in mercy.

The Sheriff of Charles County haveing taken the body of John Allen in execution at the suite of Miles Cooke and Samuel Cooke and brought his body at the day & place as by the same writts he was required the Said John Allen besought the Court here this day to witt the eighteenth day of November in the 44th yeare of his Lopps Dominion &c that he might be remitted back into the Custody of the Same Sheriff whereby he might be in a better capacity of Satisfieing the executions aforesaid. Whereupon it was then Ordered that the Said John Allen be remitted into the Custody of the Said Sheriff and that he bring his body here next Provinciaall Court.

Richard Keene	}	} these three causes discontinued
ag ^t		
Mathias Decosta	}	
Henry Parker		
ag ^t		
Henry Bradley	}	

Liber M M Baker Brooke Esq }
 ag^t }
 W^m Hemsley. }

p. 583 Charles James } Thomas Dale and Mary his wife late of Cecil
 ag^t } County were attached to answer unto Charles
 Thomas Dale & } James in a plea of trespass upon the case
 Mary his wife } And whereupon the Said Charles James by Rob-
 ert Ridgely his Attorney Saith that whereas the
 Said Charles is and alwayes hath been a true and faithfull man to
 the R^t Hon^{ble} the Lord Prop^{ry} and as a true & faithfull man unto
 his Said Lo^{pp} without any Crime of falsety deceit extortion perjury
 or of any other hurtfull Crime from the time of his comeing into
 this Province hitherto he hath Governed & behaved himselfe and of
 Such unblemished honesty & conversation hath been reputed & taken
 amongst all the Inhabitants of this Province unspotted of any wicked
 Crime falsity deceit extortion perjury or of any other hurtfull
 Crime whatsoever & So for the whole time aforesaid was reputed
 as also with the said Lord Prop^{ry} was So taken & adjudged & there-
 upon in divers weighty & difficult business of the Said Lord Prop^{ry}
 was used & imployed in & the said Lord Prop^{ry} refuseing especiall
 trust & confidence in the honestly faithfullnesse judgm^t & integrity
 of him the said Charles did by his Lo^{pps} Co^mission under the lesser
 Seale of this Province constitute & appoint the said Charles to be a
 Coroner of his Lo^{pps} County of Baltemore & the Hon^{bl} Baker
 Brooke Esq Survey^r Generall of the said Province well understand-
 ing the Creditt & repute the said Charles James lived in amongst his
 neighbours & other the good people of this Province and of Such his
 unblemished honesty & reputation & also of the trust & confidence of
 the said Lord Prop^{ry} had in the honesty faithfulness and integrity of
 the said Charles and therefore had appointed & constituted him to
 be Coroner of his said Lo^{pps} County of Baltemore & also further
 takinge notice with what integrity & faithfulness & honesty the said
 Charles executed the said Office the said Survey^r Generall by his
 Co^mission under his hand & seale at Armes bearing date the Sixth
 day of April in the 40th yeare of his Lo^{pps} Dominion &c Anno^q
 Domⁱ 1671 did comissionate authorize & impower the said Charles
 to be his sole Deputy in the said County for the laying Out of Lands
 in the said County and to doe & execute all & every matter & thing
 belonging to the Survey^r Generall in the said County in as full &
 ample manner as if he were personally present to doe & performe the
 same and for the true & due execution of the Said Office of Deputy
 Surveyour of the said County the said Charles was duly Sworne
 upon the Holy Evangelists of Almighty God & also gave bond to the
 said Surveyour Generall for Such his honest & faithfull executeing
 the said Office in the Summe of One hundred thousand pounds of

tobacco according to the best of his Skill power & Knowledge by virtue of which said Severall Cōmissions frō his Lopp and his Surveyour Generall the said Charles hath continued Coroner and Deputy Surveyour of the said County untill his Lopps deviding the Said County and is now Coroner & Deputy Surveyour of Cecil County in the said Province & in both the said Offices hath well honestly and faithfully demeaned himselfe without Spott or Staine whereby the said Charles hath not only by the said Offices honestly gott to himselfe Severall considerable Summes of tobacco but also by reason of his honest & faithfull discharge of the said Offices with his Excellency Charles Calvert Esq^r Cap^t Generall & Chiefe Governour of this Province & also with all the Councillours & justices of the said Lord Proprietary within this Province & also with all the great & Eminent persons within this Province & with all other the Inhabitants of this Province of whatsoever State or Condition for the whole time aforesaid as Such a true & faithfull man to the said Lord Prop^ry as is aforesaid of whatsoever Crime of falsity deceit perjury extortion or bribery in the execution of the said Offices hath bene accepted & taken to be unspotted and untouched Yet the aforesaid Thomas Dale & Mary his wife not ignorant of the premisses & designing to take away aswell the said Charles good name fame & reputation as also to bring him within the danger of forfeiting his said bond of One hundred thousand pounds of tobacco So passed into by him the said Charles to the said Surveyour Generall as aforesaid & also to bring him into the ill Opinion of the said Lord Prop^ry & the Said Survey^r Generall whereby the Said Cōmissions might be revoaked & also to hinder the said Charles of the profitts vayles & regards to the said Offices belonging & appurteining & also to bring him into the ill Opinion of the said Cap^t Generall Councillours justices & all other the great & eminent persons of this Province and with all Others the inhabitants of the Said Province to be a perjured person a Cheater & Couzener & taker of bribes the said Thomas Dale & Mary his wife of their Own perverse malicious and wicked will plotting and contriveing him the Said Charles of Such his Offices Credit estate, honesty reputation fees vayles & Regards to deprive and also to bring him the Said Charles within the danger of forfeiting his Said bond in Cecil County On the last day of September in the 42 yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1673 and diverse times both before and since in the presence & hearing of divers of the good people of this Province falsely malitously Subtilly & wickedly these scandallous words following of the said Charles with a loud & audible voyce did speake pronounce publish and declare to wit that the said Charles James (meaning him the said Charles James) was a Cheateing Knave & a Cheating Rouge By reason of which Said false scandulous and malicious words the said Charles is not Only much greived troubled vexed and perplexed in

Liber M M

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Liber M M his mind but also is brought in danger of being turned Out of his said Offices and of forfeiting his said bond So entered into as aforesaid but also the same Charles is brought into very great distrust & infamy aswell with the said Lord Prop^ry and his Cap^t Generall Survey^r p. 585 Generall & Councillours as aforesaid as with all the justices Officers and great & Eminent persons within this Province & with all other the Inhabitants of this Province to the damage of him the said Charles of One hundred thousand pounds of tobacco And thereupon he bringeth his suite.

And the Said Thomas and Mary by Robert Carvile their Attorney come & defend the force and injury when &c & pray liberty of Speaking hereunto untill next Provinciaall Court and it is granted them the Same day is given to both parties

Now here at this day to witt the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1675 came the said Charles James by his Attorney aforesaid & offered himselfe against the said Thomas & Mary in the plea aforesaid and the said Thomas & Mary by their Attorney came likewise and they Say that they are in nowise guilty of the p^rmisses above against them complained of & of this they putt themselves upon the Country & the said Charles likewise Therefore com^{mand} is given to the Sheriff that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c Then likewise came the jurors of that jury to witt Henry Tripp James Nuthall Jn^o Bigger Richard Bayly Tobias Wells Walter Hall David Holt Richard Hatton Michael Miller Joseph Edloe Thomas Doxey & Ralph Blackhall who being impannelled sum^{oned} & Sworne to say the truth in the premisses upon their Oathes doe Say Wee the jurors doe finde no cause of action Whereupon it is considered by the Court here That the Said Thomas and Mary recover against the Said Charles James the summe of two thousand One hundred Seventy two pounds of tobacco for their costs and charges in this behalfe laid Out & expended and the Said Charles James in mercy for his false clamor.

Richard Ambrose	}	} these five causes agreed.
ag ^t		
John Allen	}	
Thomas Warner		
ag ^t	}	
W ^m Dirkin &		
W ^m Crane	}	
John Browne		
ag ^t	}	
W ^m Russell		

Liber M M

Roger Baker }
 ag^t }
 John Atkey }
 Jn^o Osfley }
 ag^t }
 Jn^o Gittings adm^r }
 Jn^o Wingfeld }

Edward Roe } Comānd was given to the Sheriff of Talbott p. 586
 ag^t } County that he take Thomas Philipps if &c So
 Thomas Philipps } that he have his body here the twentieth day of
 April last past to answer unto Edward Roe in
 a plea of debt which said twentieth day of April

On which the said Provinciaall Court was to be holden was by his
 Lopps writ of adjournment adjourned untill the fourth day of May
 then next Comeing At which said fourth day of May the Said Sheriff
 W^m Coursey made returne that he had taken the said Thomas
 Philipps whose body he had at the day and place as the same writ
 did comānd him, and the cause being then called and the def^t not
 appeareing it was by the Court Ordered that unlesse the defendant
 appeare at the next Provinciaall Court to answer this suite that the
 same Sheriff be amerced forty Shillings Sterling Now here at this
 Court to witt the six & twentieth day of November in the 44th yeare
 of his Lopps Dominion &c the Said def^t not appeareing to answer
 the Suite of the plaintiff it is this day Ordered That the Said W^m
 Coursey late Sheriff of the said County of Talbott doe assigne unto
 the Said Edward Roe the Baile bond taken by him for the appear-
 ance of the said Thomas Philipps to answer the plaint of the plain-
 tiff for his releife in the premisses.

Roger Baker }
 ag^t } this action abates the def^t being dead
 John Pott }

Bryan Daley }
 ag^t }
 George Charlsworth } these two actions abate the p^{lt} being dead
 the Same }
 ag^t }
 the Same }

Stephen Tully }
 ag^t }
 Jn^o Darby & W^m }
 Hemsley }

Liber M M Jn^o Emet }
 ag^t }
 Thomas Walker }
 David Driver }
 ag^t } these five causes agreed.
 Jn^o Bearcroft }
 Jn^o England & Thomas }
 Jones }
 ag^t }
 Lidia Solly }
 Marke Cordea }
 ag^t }
 Thomas Baile }

p. 587 Samuel Millington }
 ag^t } these two causes continued by consent of the
 George Beckwith } Attornyes of both parties.
 Thomas Jones }
 ag^t }
 John Jordaine }

Thomas Bennit }
 ag^t } this cause in ejectment continued untill next Court.
 Richard Weller }

George Tite }
 ag^t }
 George Oldfeild }
 Jn^o Cassock }
 ag^t }
 Jn^o Lemaire & }
 Jn^o Newton }
 Garrett Vansweringen }
 ag^t }
 Jn^o Quigley }
 Hugh Roy }
 ag^t } these Seaven causes agreed.
 Jn^o Quigley }
 Thomas Hedge }
 ag^t }
 Garret Vansweringen }
 Stephen Murty }
 ag^t }
 W^m Harris }
 James Beamont }
 ag^t }
 John Allen }

Timothy Lowe } this cause being upon appeale from Dorchester Liber M M
 ag^t } County Court & no appearance for p^lt or def^t this
 Thomas Ball } cause discontinued.

Robert Crosman }
 ag^t }
 Jn^o Waghopp }
 W^m fford }
 ag^t }
 Jenkin Keywin } these foure causes continued untill next Court.
 Henry Tripp }
 ag^t }
 W^m Worgan }
 Charles James }
 ag^t }
 Jonas Davis & ux }

Henry Parker } Henry Turner late of Dorchester County otherwise p. 588
 ag^t } called Henry Turner of Dorchester County in the
 Henry Turner } Province of Maryland planter was Sumoned to
 answer unto Henry Parker of a plea that he render
 unto him the full and just Summe of two thousand
 pounds of good Sound merchantable tobacco in
 caske which to him he oweth and unjustly detaineth

And whereupon the Said Henry Parker by Robert Ridgely his
 Attorney Saith that whereas the said Henry Turner the fourth day
 of January 1671 by his certaine writeing Obligatory Sealed with
 the seale of him the said Henry Turner & Here in Court produced
 whose date is the day & yeare aforesaid did acknowledge himselfe
 to owe & Stand firmly bound unto the said Henry Parker in the
 full and just Summe of two thousand pounds of good Sound mer-
 chantable tobacco in caske to be paid convenient in Little Chop-
 tanck River in Dorchester County at or upon the tenth day of Octo-
 ber next ensueing the date thereof & after upon all demands to the
 which payment well and truly to be made the said Henry Turner did
 bind himselfe his heirs executors & adm^{rs} firmly by those presents
 Notwithstanding which the said Henry Turner the said summe of
 two thousand pounds of tobacco to him the said Henry Parker ac-
 cording to the Tenor of the said writeing Obligatory though often
 thereunto required hath not paid but the same to pay hath refused
 & gainsayed & to pay the same as yet doth refuse & deny to the dam-
 age of the said Henry Parker of One thousand pounds of tobacco
 & thereupon he bringeth his suite.

And the said Henry Turner by Kenelm Cheseldyn his Attorney
 cometh and defendeth the force & injury when &c and prayeth lib-
 erty of Speaking hereunto untill the next Provinciaall Court & it is
 granted him the same day is given to both parties.

Liber M M

Now here at this day to wit the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Came the said Henry Turner by his Attorney aforesaid & Saith that the said Henry Parker his action aforesaid Ought not to have for that the said Henry Saith that he hath paid the said two thousand pounds of tobacco according to the tenor of the said writing Obligatory and of this he putts himselfe upon the Country and the said Henry Parker likewise. Therefore Comand is given to the Sheriff that he cause to come here twelve &c by whom &c who neither &c to recognize &c because aswell &c. Then likewise came the jurors of that jury to witt Henry Tripp James Nuthall John Bigger Richard Bayly Tobias Wells Walter Hall David Holt Daniel Clocker W^m King Joseph Edloe Thomas Doxey and Ralph Blackhall who being impannelled Sumoned & Sworne to say the truth in the premisses upon their Oathes doe say Wee the jurors doe find it for the defendant Therefore it is considered by the Court here that the said Henry Turner recover against the said Henry Parker the summe of twelve hundred & foure pounds of tobacco for his Costs & charges in this behalfe laid Out and expended & the Said Henry Parker in mercy for his false clamor.

Walter Hall } John Noble late of S^t Maries County otherwise called
ag^t } John Noble of S^t Maries County in the Province of
John Noble } Maryland was Summoned to answer unto Walter Hall
in a plea that he render unto him the summe of foure
thousand pounds of tobacco which to him he oweth &
unjustly detaineth

And whereupon the said Walter by Robert Carville his Attorney saith that whereas the said John the second day of June in the yeare of Our Lord One thousand six hundred seventy foure by his certaine writeing Obligatory Sealed with the seale of him the said John & here in Court produced whose date is the same day & yeare above-writte[n] did acknowledge himselfe his heirs executors adm^r or assignes indebted unto the said Walter Hall Gent of the said County & Province aforesaid in the full & just Summe of foure thousand pounds of good Sound merchantable tobacco in casque to be paid upon all demand conveniently by the waterside for the which payment well & truly to be made he bound himselfe his heirs executors administrators & assignes Notwithstanding which the said John the said summe of foure thousand pounds of tobacco according to the tenor of the said writeing Obligatory unto him the said Walter though often thereunto required hath not paid but the same to pay hitherto hath & still doth altogether deny to the damage of him the said Walter five thousand pounds of tobacco & thereupon he bringeth his suite.

And the said John by Kenelm Cheseldyn his Attorney cometh and

defendeth the force & injury when &c & prayeth liberty of Speakeing Liber M M
hereunto untill next Provinciaall Court & the Same day is given
to both parties here

Now here at this day to wit the foure & twentieth day of November
in the 44th yeare of the Dominion of Caecilius &c came the said
Walter Hall by his Attorney aforesaid & offered himselfe against
the said John in the plea aforesaid & the said John Noble came
likewise and the said John is content that judgment passe against
him for the debt aforesaid provided what Carpenters worke the said
John hath done for him the said Walter be thereout deducted There-
fore it is considered by the Court here that the said Walter recover
against the said John the said summe of foure thousand pounds of
tobacco the debt aforesaid & Six hundred forty three pounds of
tobacco costs of Suite So as what worke is done by the said John
for the said Walter be by Abraham Rhodes & Marmaduke Semme
appraised & thereout dedicated within fourteen dayes next ensuing
the said 24th day of November

John Balley }
ag^t } this action abates the pft being dead.
Philip Lynes }

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Marmaduke Semme	}	these Seaven causes discontinued the pfts not appeareing.
ag ^t		
Thomas Witter		
Joshua Guibert		
ag ^t		
Daniel Hamond		
Jn ^o Allen		
ag ^t		
Thomas Simpson		
Joshua Guibert		
ag ^t		
Rowland White		
Jn ^o England & Thomas		
Jones		
ag ^t		
Randall Revell		
Jn ^o Ingram adm ^r George		
Harris		
ag ^t		
Lodowick Williams		
the Same		
ag ^t		
the same		

Liber M M Jn^o Quigley }
 ag^t }
 Mathew Stone }
 George Beckwith }
 ag^t }
 Thomas Lomax }
 Jn^o Edmundson }
 ag^t }
 Thomas Vaughan }
 Michael Miller }
 ag^t } these Seaven causes agreed
 Thomas Ramsey }
 Edward Roe }
 ag^t }
 Jn^o Ingram }
 the same }
 ag^t }
 the same }
 the same }
 ag^t }
 the Same }

p. 591 W^m Dave adm^r of }
 Jn^o Parker } Continued by Consent
 ag^t }
 John Pollard }

Jn^o Baker }
 ag^t } the Sheriff of Cecil County in misrecordia 40^s
 Jn^o Tingle }
 W^m King }
 ag^t } continued & preemptorily to come to tryall next
 W^m Dare adm^r } Court.
 Jn^o Parker }
 Jn^o Quigley }
 ag^t }
 Jacob Jenifer }
 Stephen Perdieu } these two causes continued by Consent.
 ag^t }
 Peter Bawcomb & }
 Jn^o Stanley }
 Jn^o Emerson }
 ag^t }
 W^m Hemsley }
 Joseph Hext }
 ag^t }
 Pope Alvey }

Liber M M

Jn ^o Larkin	}	these Six causes agreed.
ag ^t		
Cornelius Stewart		
Garret Vansweringen		
ag ^t		
Jn ^o Quigley		
the same	}	
ag ^t		
the same		
the same		
ag ^t		
the same		

Samuel Winslow	}	}	Continued.
ag ^t			
W ^m Ladds			
Christopher Rousby			
ag ^t	}		
Jn ^o Grammar			

James Price	}	discontinued for want of appearance of either party.
ag ^t		
Henry Smith		

p. 592

Thomas Mountfort	}	}	these two causes discontinued
ag ^t			
Jn ^o Brookes			
Cornelius Corneil			
ag ^t	}		
Thomas Warner			

Samuel Winslow	}	}	the Sheriff of Talbott County haveing returned Cepi in these foure actions & the def ^{ts} not appeareing It is Ordered that the same Sheriff be in miserecordia unlesse he bring their bodyes here next Provinciaall Court.
ag ^t			
George Colleson			
Jn ^o Ingram			
ag ^t			
Thomas Vaughan			
Jn ^o Ingram			
ag ^t			
Thomas Mountfort			
the same			
ag ^t	}		
the same			

Jn ^o Ingram	}	the defend ^t appeares by Kenelm Cheseldyn his At- torny & imparles untill next Court
ag ^t		
Richard Bayly	}	the def ^t appeares by John Rousby his Attorney & imparles untill next Court.
Richard Bayly		
ag ^t		
Thomas Pagett		

Liber M M Richard Bayly

ag^t

Thomas Mountfort

W^m Hambletonag^t

John Scott

Jn^o Sandersag^t

John Hartwell

Robert Ridgely

ag^tArthur Carleton adm^r

Thomas Carleton

Humphry Davenport

ag^t

Jonathan Hopkinson

Thomas Taylor

ag^t

John Richardson

these three actions agreed.

the def^{ts} appeare by Mathew Warde their
Attorney & imparle untill next Court.the def^t appeares by Vincent Lowe his Attorney &
imparle untill next Court.

p. 593 Humphry Davenport

ag^t

Robert Landman

Vincent Lowe

ag^t

Vincent Atcheson

Robert Knapp

ag^t

John Browne

Rowland Williams

ag^t

James Ives

Rob^t Knappag^t

Edmund Webb

Thomas Notley

ag^t

Edward Russell

these Six causes agreed.

Garrett Vansweringen

ag^t

Luke Barnwell

the def^t appeares by John Quigley his At-
torney & imparles untill next Court.Rob^t Knappag^t

Nicholas Hackett

Unless the def^t appeare next Court the Sheriff
of Talbott County amerced 40^s.

Henry Lewis }
ag^t } Unless the def^t appeare next Court the Sheriff of Liber M M
John Gray } Ann Arundell County amerced 40^s.

Richard Ambrose }
ag^t }
Joseph Bullett } the def^{ts} appeare by Benj^a Rozer their Attor-
W^m Wilkinson } nyes & imparle untill next Court.
ag^t }
W^m Wilkinson }

Richard Keene }
ag^t }
Arthur Carleton adm^r } the def^t appeares by Mathew Warde his
Tho: Carleton } Attorney & imparle untill next Court.
the same }
ag^t }
the same }

Charles Delaroch }
ag^t }
Robert Scott } these three causes agreed.
the Same }
ag^t }
W^m Crosse }
the Same }
ag^t }
Cornelius Cornhil }

Charles Delaroch } the def^t by Vincent Lowe his Attorney appeares P. 594
ag^t } & imparle untill next Court.
John Hollingsworth }

the same }
ag^t } Unless the def^t appeare next Court the Sheriff
Edward Johnson } of Dorchester County amerced 40^s

John Hall }
ag^t }
Cornelius Cornhill } these two causes agreed.
John Quigley }
ag^t }
James Hall }

Patrick Sullivant adm^r }
Jn^o Nevill }
ag^t } Unless the def^{ts} appeare next Court the
Jn^o Desjardiens } Sheriff of Cecil County in misrecordia
Arthur Wright }
ag^t }
Edward Williams }

Liber M M W^m Bishopp }
 ag^t }
 Thomas Brusse }
 W^m Hemsley }
 ag^t }
 Jn^o Emerson }
 Walter Rowles }
 ag^t }
 Mathew Mason }
 Mathew Warde }
 ag^t }
 W^m Gaskell }
 James Lewis execut^r }
 Benj^a Hunton }
 ag^t }
 George Gunnell }
 W^m Phelps }
 ag^t }
 Daniel Clarke }

} these Six causes agreed.

Robert Carvile }
 ag^t }
 Arthur Carleton adm^r }
 Tho: Carleton }
 Robert Williams }
 ag^t }
 George Robbins }

} the def^{ts} appeare by Mathew Warde their
 Attorney & imparle untill next Court.

p. 595 Zachary Wade }
 ag^t }
 John England }

} the def^t appeares by Kenelm Cheseldyn his Attorney
 & imparles untill next Court.

Henry Allanson }
 ag^t }
 Robert ffrancklin }

} Unlesse the def^t appeare next Provinciaall Court the
 Sheriff of Ann Arundell County in misercordia.

Gerard Slye }
 ag^t }
 John Allen }

} Unlesse the def^t appeare next Court the Sheriff of
 Charles County in miserecordea.

Jn^o Allen }
 ag^t }
 Randall Brendt }

the same }
 ag^t }
 the same }
 Gerard Slye }
 ag^t }
 Henry Bonner }

} the def^{ts} by Samuel Cressey their Attorney appeare
 & imparle untill next Court.

Liber M M

Daniel Jenifer	}	these Six causes agreed.
ag ^t		
Henry Turner		
the Same		
ag ^t		
the Same		
Ledia Solly		
ag ^t		
W ^m Coleborne		
Robert Carvile		
ag ^t		
Hugh ffrench		
John ffoster	}	
ag ^t		
Andrew Insley		
Henry Allenson		
ag ^t	}	
W ^m Burges execut ^r		
George Puddington		

Daniel Jenifer	}	the def ^t by Benj ^a Rozer his Attorney appears & imparles untill next Court.
ag ^t		
Mathew Stone		
Mathew Paine	}	Unlesse the def ^t appeare next Court the Sheriff of Talbott County in miserecordia
ag ^t		
Thomas Vaughan		

Jonathan Squire adm ^r	}	
Jn ^o Morecroft		
ag ^t	}	
Joseph Sumner		
The Same	}	
ag ^t		
Thomas Daborne	}	
the Same		
ag ^t	}	
Thomas Stone		
John ffrench	}	these Seven causes agreed
ag ^t		
John Edmondson	}	
the same		
ag ^t	}	
the Same		
Thomas Carvile	}	
ag ^t		
George Hussurt		

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Liber M M	Thomas Jones	}	
	ag ^t		
	Peter Archer	}	
	Jonathan Squire adm ^r of		
	Jn ^o Morecroft	}	the def ^{ts} by Mathew Warde their At- torny appeare & imparle untill next Court.
	ag ^t		
	Thomas Norris		
	Jn ^o Carter		
	ag ^t	}	
	Thomas Pattison		
	Jn ^o Pollard	}	
	ag ^t		
	W ^m Dare adm ^r of	}	the def ^{ts} by Robert Carvile their Attorney appeare & imparle untill next Court.
	Jn ^o Parker		
	Lidia Solly adm ^{rs} of		
	Benj ^a Solly		
	ag ^t	}	
	W ^m Rosewell		
	Thomas Jones	}	
	ag ^t		
	Alexander Draper	}	the def ^t by Robert Ridgely his Attorney appeare & imparle untill next Court.
	the same		
	ag ^t		
	the same		
	Jn ^o England	}	Unlesse the def ^t appeare next Court the Sheriff of Baltemore County amerced 40 ^s .
	ag ^t		
	ffrancis Lovelace		
p. 597	Thomas Jones	}	
	ag ^t		
	Rowland White	}	
	Stephen Murty		
	ag ^t	}	these foure causes agreed.
	Joshua Doyne		
	Kenelm Cheseldyn		
	ag ^t		
	W ^m Raspin	}	
	Philip Udall		
	ag ^t	}	
	Henry Mitchell		
	Jn ^o England	}	
	ag ^t		
	ffrancis Wine adm ^r W ^m	}	the def ^t by Benj ^a Rozer his Attorney ap- peares & imparles untill next Court.
	Marshall		
	Kenelm Cheseldyn	}	discontinued
	ag ^t		
	Thomas Russell		

Henry Jowles ag ^t	}	Unlesse the def ^t appeare next Court the Sheriff of Calvert County amerced 40 ^s	Liber M M
Joseph Tilley			
John Bigger ag ^t	}	these three actions abate the pfts being dead.	
Robert Lashley			
Robert ffarrer ag ^t			
Ellis Coleman			
Jn ^o Bigger ag ^t			
Charles Gregory	}	the def ^t by Jn ^o Rousby his Attorney appeares & imparles untill next Court.	
Thomas Wall ag ^t			
W ^m Worgan			
Edward Roe ag ^t	}	these two causes agreed	
Thomas Vaughan			
Lidia Solly adm ^r of Benj ^a Solly ag ^t			
Ellis Coleman			
Jn ^o Rogers ag ^t	}	Unlesse the def ^t appeare next Court the Sheriff of Baltemore County in miserecordia.	
George Vtie			
Christopher Rousby ag ^t	}	Unlesse the def ^t Bayly appeare next Court the Sheriff of Calvert County amerced 40 ^s	p. 598
Henry Mitchell & Richard Bayly			
Jn ^o Pearce ag ^t			
Arthur Carleton adm ^r Thomas Carleton	}	Unlesse the def ^t appeare next Court the Sheriff of Cecil County amerced 40 ^s	
Andrew Insley ag ^t			
Richard Meekins the same ag ^t	}	the def ^t by Robert Carville appeares & imparles untill next Court.	
the Same			
Elizabeth King ag ^t			
the same			
W ^m Wheatly ag ^t	}	Unlesse the def ^t appeare next Court the Sheriff of Baltemore County amerced	
Robert Wilson			

Liber M M Thomas Crundall }
 ag^t }
 Josias ffendall }
 Rich: Hassell & Thomas }
 Crundall }
 ag^t }
 the Same }
 Richard Smith }
 ag^t }
 Henry Mitchell }
 Kenelm Cheseldyn }
 ag^t }
 Jn^o Beale }
 W^m Wheatly }
 ag^t }
 Jn^o Howard }

} these five causes agreed.

Thomas Walker }
 ag^t }
 Ann Kenide ex W^m }
 Kenide }
 Kenelm Cheseldyn }
 ag^t }
 W^m Cussens }
 the same }
 ag^t }
 John Pickering }

} these three causes agreed.

p. 599 George Parker } the def^t by Thomas Bland his Attorney appears &
 ag^t } imparles untill next Court.
 Robert Proctor }
 Humphry Warren }
 ag^t } Unlesse the def^t appeare next Court the Sheriff
 Thomas Taylor } of Dorchester County amerced
 Richard Pery }
 ag^t }
 Daniel Jenifer }
 Marmaduke Semme } the def^{ts} appeare by Robert Ridgely their At-
 ag^t } torny & imparle untill next Court
 Edward Tarleton }
 Richard Moy }
 ag^t }
 Henry Mitchell }
 the same }
 ag^t } Unlesse the def^{ts} appeare next Court the Sheriff
 Ninian Beale } of Calvert County amerced.

the same	}	
ag ^t		
Thomas Adams	}	
Jonathan Squire		
ag ^t	}	Unlesse the def ^t appeare next Court the Sheriff of Kent County amerced.
John Wells		
Kenelm Cheseldyn	}	
ag ^t		
Henry Cox	}	these three causes agreed.
Mathew Paine		
ag ^t	}	
James Thompson		
Morgan Jones	}	
ag ^t		
Jn ^o Wilcocks	}	
Kenelm Cheseldyn		
ag ^t	}	the action abates the def ^t being dead
Henry Bedford		
Diana James executrix	}	
Abell James		
ag ^t	}	Unlesse the def ^{ts} appeare next Court the Sheriff of S ^t Maries County amerced.
Peter Carwardine		
Jn ^o Gilbert	}	
ag ^t		
Alexander Wilson	}	
John Baker		
ag ^t	}	
Arthur Carleton adm ^r		
Thomas Carleton	}	the def ^t by Mathew Warde his Attorney ap- peares & imparles untill next Court.
Marmaduke Semme		
ag ^t	}	
the Same		
Diana James Execut ^{rx}	}	Unlesse the def ^t appeare next Court the Sheriff of Cecil County amerced 40 ^s .
Abell James		
ag ^t	}	
the same		
Baker Brooke Esq ^r	}	Unlesse the def ^t appeare next Court the Sheriff of S ^t Maries County amerced 40 ^s .
ag ^t		
Philip Shapleigh	}	
Thomas Walker		
ag ^t	}	the def ^t by John Rousby his Attorney appears & imparle untill next Court.
Stephen Tully		
Thomas Walker	}	
ag ^t		
Jn ^o ffreeman	}	

p. 600

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Liber M M

Robert Ridgely
ag^t
Mary Wright executrix
Jn^o Wright

} the def^t by Robert Carville her Attorney
appeares & imparles untill next Court.

Jn^o Quigley
ag^t
John Cane

} the def^t appeares by Benj^a Rozer his Attorney & imparle
untill next Court.

Jn^o Blackfan
ag^t
Thomas Maries
Richard Moy
George Charlsworth

} Unlesse the def^{ts} appeare next Court the
Sheriff of S^t Maries County amerced and
Charles County.

Kenelm Cheseldyn
ag^t
Michael Miller
Jonathan Squire adm^r
Jn^o Morecroft

} Unlesse the def^{ts} appeare next Court the
Sheriff of Kent County amerced.

Robert Chapman
Richard Pery
ag^t
Arthur Carleton adm^r
Thomas Carleton

} Unlesse the def^t appeare next Court the Sher-
iff of Cecil County amerced.

Charles Calvert Esq^r
ag^t
Thomas Taylor

} Unlesse the def^t appeare next Court the Sher-
iff of Dorchester County amerced.

W^m Jones
ag^t
Tobias Barrington

} agreed

W^m Jones
ag^t
Edward Roe
Benony Eaton & Comp^a
ag^t
Peter Sayer
the Same
ag^t
Arthur Emmery
Benony Eaton
ag^t
Jn^o Stanley
the Same
ag^t
Edward Winckles

} these Seven causes agreed.

p. 602

Liber M M	W ^m Calvert Escq	}	
	ag ^t		
	Thomas Vaughan		
	the Same		
	ag ^t	}	
	the Same		
	Robert Lambden		
	ag ^t		
	Humphry Davenport	}	Unlesse the def ^{ts} appeare next Court the Sheriff of Talbott County amerced.
	Benony Eaton		
	ag ^t		
	W ^m Hemsley		
	Christopher Rousby	}	
	ag ^t		
	Richard Bayly		
	Benony Eaton	}	the def ^{ts} by Mathew Warde their Attorney appeare & imparle untill next Court.
	ag ^t		
	Jonathan Hopkinson		
	the Same		
	ag ^t	}	
	Nicholas Haggett		
	Jarvis Ballard		
	ag ^t		
	Richard Bayly	}	
	Charles Delaroch		
	ag ^t		
	Nehemiah Blackiston	}	Unlesse the def ^t appeare next Court the Sheriff of S ^t Maries County amerced.
	the Same		
	ag ^t		
	John Allen	}	Unlesse the def ^t appeare next Court the Sheriff of Charles County amerced.
	ffrancis Maude		
	ag ^t		
	Ambrose Bayly	}	the def ^t by Benj ^a Rozer his Attorney appea[res] & imparle untill next Court.
p. 603	Richard Ambrose	}	the def ^{ts} by Robert Carvile their Attorney appeare & imparle untill next Court.
	ag ^t		
	Lidia Solly adm ^{rx} Benj ^a		
	Solly.		
	W ^m Rosewell	}	
	ag ^t		
	Henry Poulter		

Liber M M

Kenelm Cheseldyn ag ^t	}	the def ^{ts} by Samuel Cressey their At- torny appeare & imparle untill next Court.
Henry Adams & Thomas Mathews		
Nehemiah Blackiston ag ^t		
Arthur Thompson		
Jn ^o Denis ag ^t	}	
the Same		
ffrancis Jenkins ag ^t	}	these foure causes agreed
Thomas Roe		
the same ag ^t		
the same		
Garret Vansweringen ag ^t	}	
W ^m Harris		
W ^m Coursey ag ^t		
W ^m Trew & Thomas Mountfort		
Jn ^o Quigley ag ^t	}	Unlesse the def ^{ts} appeare next Court the Sheriff of S ^t Maries County amerced.
James Lewis		
Richard Moy ag ^t		
Thomas Baile		
the same ag ^t		
Thomas Simpson		
Jn ^o Quigley ag ^t	}	Unlesse the def ^{ts} appeare next Court the Sheriff of Talbott County amerced.
Jonathan Hopkinson		
Richard Bayly ag ^t		
W ^m Baxter		
Richard Moy ag ^t	}	the def ^t by Samuel Cressey his Attorney appeares & imparles untill next Court.
Henry Bonner		
the same ag ^t	}	Unlesse the def ^t appeare next Court the Sheriff of Charles County amerced.
ffrancis Kilborne		

Liber M M p. 604	Richard Moy ag ^t George Gunnell	} Unlesse the def ^t appeare next Court the Sheriff of Sommerset County amerced
	Rowland Williams ag ^t James Ives	} Unlesse the def ^t appeare next Court the Sheriff of Baltemore County amerced
	ffancis Swinfen ag ^t Jn ^o Bigger	} Unlesse the def ^t appeare next Court the Sheriff of Calvert County amerced.
	Joseph Eaton ag ^t Jn ^o Mitchell James Cleyland & Edward Winckles	} the def ^{ts} Mitchell & Winckles by Mathew Warde their Attorney appeare & imparle untill next Court.
	Daniel Jenifer ag ^t W ^m Lucas & Ri: Moy Gerard Slye ag ^t Richard OKaine Garret Vansweringen ag ^t Thomas Baile the same ag ^t Timothy Tracey the same ag ^t James Lewis the same ag ^t the same	} Unlesse the def ^{ts} appeare next Court the Sheriff of S ^t Maries amerced.
	Jn ^o Tarkington ag ^t Richard Hill	} the def ^t by Robert Carvile his Attorney appeares & imparle untill next Court.
	Daniel Clarke ag ^t W ^m Worgan Garret Vansweringen ag ^t Joshua Guibert the same ag ^t Robert Doyne	} these foure causes agreed.

Liber M M

the same
ag^t
Thomas Clegatt.

Jn^o Gilbert adm^r Roger
Roberts
ag^t
Augustine Herman

the def^t by Mathew Warde his Attorney p. 605
appeares & imparles untill next Court.

the Same
ag^t
Thomas Overton
the same
ag^t
W^m Hollis

Unlesse the def^{ts} appeare next Court the Sheriff
of Baltemore County amerced.

Marmaduke Semme
ag^t
Edward Tarleton

the def^t by Robert Ridgely his Attorney ap-
pea[re]s & imparles untill next Court.

Garret Vansweringen
ag^t
Thomas Clegatt
the Same
ag^t
James Nuthall

Unlesse the def^{ts} appeare next Court the
Sheriff of Calvert County amerced.

the Same
ag^t
Benj^a Cloyster
the same
ag^t
the same
the Same
ag^t
Jn^o Cane

the def^t by John Rousby his Attorney appeares &
imparles untill next Court.

agreed

the Same
ag^t
Kelem Mackloglin

the def^t by Benj^a Rozer his Attorney appeares &
imparles untill next Court.

the same
ag^t
George Gunnell

Unlesse the def^t appeare next Court the Sheriff of
Somerset County amerced.

the same
ag^t
Henry Exon
the same
ag^t
John Nuthall

Liber M M	the same	}	these five causes agreed.
	ag ^t		
	Joseph Edloe		
	Jn ^o Pitt		
	ag ^t		
	Samuel Hatton		
	Jn ^o Newton	}	
	ag ^t		
	W ^m Stevens & Jn ^o Winson		
p. 606	Garrett Vansweringen	}	Unlesse the def ^t appeare next Court the Sheriff of S ^t Maries County amerced.
	ag ^t		
	Thomas Beale	}	Unlesse the def ^t appeare next Court the Sheriff of Somersett County amerced
	Henry Spry		
	ag ^t		
	Jn ^o Barber	}	the def ^t by Rob ^t Carvile his Attorney appeares & imparle untill next Court
	Mathew Paine		
	ag ^t	}	
	John Jordaine		
	Jn ^o Moll	}	Unlesse the def ^{ts} appeare next Court the Sheriff of Dorchester County amerced.
	ag ^t		
	Arthur Wright		
	the same		
	ag ^t		
	the same		
	the same		
	ag ^t		
	W ^m Worgan		
	the same		
	ag ^t	}	
	the same		
	Garret Vansweringen		
	ag ^t	}	
	Arthur Wright		
	Jn ^o Quigley		
	ag ^t	}	
	Jn ^o Richardson		
	Jn ^o Moll	}	Unlesse the def ^{ts} appeare next Court the Sheriff of Talbott County amerced.
	ag ^t		
	W ^m Hemsly		
	Edward Roe		
	ag ^t		
	John Boone	}	
	Jn ^o Moll		
	ag ^t		
	George Robbins	}	

Liber M M

Edward Roe }
 ag^t }
 James Browne }
 Kenelm Cheseldyn } } agreed.
 ag^t }
 Jn^o Quigley }

Jn^o Southy }
 ag^t } the def^t by Vincent Lowe his Attorney appeares &
 Henry Turner } imparle untill next Court.

Jn^o Moll }
 ag^t } Unlesse the def^t appeare next Court the Sheriff
 Vincent Atcheson } of Kent County amerced

Jn^o Quigley }
 ag^t }
 Jn^o Rawlins }
 the same }
 ag^t } the def^{ts} by Robert Ridgely their Attorney appeare &
 the same } imparle untill next Court.
 Jn^o Quigley }
 ag^t }
 Jn^o Baker }

Ralph Hutchinson }
 ag^t } the def^t by Jn^o Rousby his Attorney appeares &
 George Hurlock } imparles untill next Court.

Jn^o Quigley }
 ag^t }
 Richard Moy }
 the Same } } Unlesse the def^{ts} appeare next Court the Sher-
 ag^t } iff of S^t Maries County amerced
 Charles Delaroch }

Edward Roe }
 ag^t } upon appeale the def^t by Mathew Warde his Attorney
 John Boone } appeares & imparles untill next Court

John Rider }
 ag^t }
 John Quigley }
 Thomas Courtney }
 ag^t }
 the Same }
 Philip Calvert Esq }
 ag^t }
 the Same }
 Elizabeth Decosta }
 ag^t }
 the Same }

p. 607

Liber M M	Thomas Paine	}	the def ^{ts} appeare in their proper persons & im- parle untill next Court.
	ag ^t		
	the same		
	Thomas Walker		
	ag ^t		
	the same		
	Jn ^o Roberts		
	ag ^t		
	the same		
	the same		
	ag ^t		
	the same		
	Stephen Murty		
	ag ^t		
	Samuel Cressey		
	Henry Exon		
	ag ^t		
	Thomas Wynn		

p. 608 Roger Baker adm^r } Thomas Gant late of Calvert County was at-
 Henry Jubbar } tached to answer unto Roger Baker adminis-
 ag^t } trator of the Goods & Chattells of Henry Jubber
 Thomas Gant } deceased in a plea of trespas On the case.

And whereupon the said Roger Baker by Robert Ridgely his Attorney complaineth that whereas the Said Henry Jubbar the twentieth day of June in the yeare of Our Lord One thousand six hundred seventy three at the Speciall instance & request of him the said Thomas Gant delivered unto him the said Thomas divers goods & merchandizes to witt fourteene peices of ffrize containeing Six hundred & three handles ten hatts, One redd Rugg, tenn yards of linnen to be delivered to the said Roger Baker then liveing in Petuxent River & if not so delivered then to be returned back againe to the said Henry Jubbar & if not so returned then to pay & allow unto the said Henry the full value of what the said goods was worth in this Province at that time the Said Thomas received them. The Said Thomas Gant did assume upon himselfe & to the Said Henry did faithfully promise that he the Said Thomas would deliver the said goods as aforesaid to the Said Roger or returne them backe againe to the said Henry Jubbar as aforesaid & if not so returned to pay unto the said Henry the full value of what at that time they were worth in this Province And the Said Roger in fact Saith that the said Henry Jubbar did deliver unto the said Thomas the said Goods & merchandizes to be delivered to the Said Roger as aforesaid or else to be returned to him the said Henry in like manner as the said Thomas received them, otherwise to pay unto him the Said Henry the full value of what the said

goods at that time was worth in this Province and further Saith Liber M M that the Said Henry Jubbar was Master of a Shipp and brought the Said goods into this Province to trade and merchandize with & that the same in the Kingdome of Irland cost him the Said Henry the Summe of Sixteen pounds Six Shillings & eleaven pence Sterling mony of England & that the said goods and merchandizes at that tyme the said Thomas received them in this Province was well worth the summe of ten thousand pounds of tobacco Notwithstanding which the Said Thomas the Said goods & merchandizes to the Said Roger Baker hath not delivered nor returned the same to the Said Henry Jubbar nor paid unto him the said Henry the said value of the Said goods nor any Satisfaction for the same to him the Said Henry in his life time nor to the Said Roger Since his death to whom Administration of all & Singular the goods & Chattells that was the Said Henry at the time of his death hath bin committed though often thereunto required hath not in manner & forme aforesd performed or any Satisfaction for the Same made but the same to doe hath & Still doth deny to the damage of the said Roger fifteen thousand pounds of tobacco & thereupon he bringeth his suite

And the Said Roger also bringeth here into Court the Letters of Administracon to him granted of all & Singular the goods & Chattells which were the said Henry at the time of his death since his death committed that it may appeare to the Court here that he is Adm^r of the Said Henry & thereupon to have Administracon

And the Said Thomas Gant by Robert Carvile his Attorney cometh & defendeth the force & injury when &c and prayeth liberty of p. 609 Speakeing hereunto untill the next Provinciaall Court the Same day is given to both parties here.

Afterwards to witt the two & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ 1675 Came the said Thomas Gant by his Attorney aforesaid & saith he did not assume upon himselfe & to the said Henry Jubbar make Such promise as in the said declaration is above complained off & of this he putts himselfe upon the Country & the plaintiff likewise Therefore it is Comanded the Sheriff that he cause to come here twelve &c by whom &c to recognize &c who neither &c because aswell &c.

Att which said two & twentieth day of November in the yeare aforesaid came aswell the parties aforesaid by their Attornyes as the jurors of that jury likewise came to witt Walter Hall W^m Thomas Richard Meekins James Ringold Arthur Wright Peter Watts Demetrius Cartwright David Holt John Tant John Garnish Raymond Stapelfort & John Derry who being impannelled Sum^{oned} & Sworne to Say the truth in the premisses upon their Oathes doe Say Wee the jurors doe find for the plaintiff only with this allowance to M^r Thomas Gant One hund of tobacco paid M^r Darnall weight neat 375 ¹ for two Evidences attendance 180 ¹ to 28 yards of Irish

Liber M M ffrize 7 1 P yd 196 1 in all 751 1 this to be deducted Out of the accompt of Jubbar to M^r Gant. Which said Verdict of the jurors aforesaid being read & heard the def^t Attorney moves in arrest of Judgment whereupon day is given to both parties here untill the morrow, On which said Morrow to witt the three & twentieth day of November in the yeare aforesaid Came the said Roger & Thomas by their Attornyes aforesaid & Thomas Truman Esq One of the justices of this Court being an evidence in this cause refused to sitt as a judge who was afterwards admitted by the Court whereupon it is considered by the Court here that a new Venire issue to the Sheriff returnable next Court.

W ^m Donning	}	the def ^t by Kenelm Cheseldyn his Attorney appeares & imparles untill next Court.
ag ^t		
John Barnes execut ^r		
Walter Waterling		

M^r Ridgely

I doe hereby authorize you to acknowledge Satisfaction upon Record of the three judgments obtained by M^r Samuel Winslow Adm^r of Webb against John Bowles Adm^r of Battin And for y^r So doing this shall be your Sufficient warrant as wittnes my hand this Sixteenth day of December A. Dom 1675. Chr Rousby.

To M^r Robert Ridley One
of the Attornyes of the
Provinciall Court
Testis
Rob Carvile.

p. 610 John Quigley	}	the plaintiff moves for Special bayle, whereupon the def ^t is Comitted into the Custody of the Sheriff of S ^t Maries County untill he putts in Speciall bayle Afterwards to wit the twentieth day of November in the 44 th yeare of the Dominion of Caecilius Came the said Ralph Blackhall and Richard Tilghman & John Edmondson his Suertyes & acknowledged in Open Court that if the Said Ralph Blackhall be cast in this suite & doe not satisfie the condemna- tion thereupon that they will satisfie & pay the Same.
ag ^t Ralph Blackhall		

Afterwards to witt the Six & twentieth day of the same November it is the judgment of the Court here that for want of pleading the def^t accompt & y^t M^r Christopher Rousby & M^r Thomas Dent be armed with a Comission to examine wittnesses upon Oath & to state & audite the accompts betweene the Said parties upon the tenth day of January next & report thereof make here the next Provinciall Court.

Thomas Hussey	} Benjamin Rozer High Sheriff of Charles County	Liber M M
ag ^t		
Benj ^a Rozer adm ^r		
Joseph Pearse	} deceased was attached to answer unto Thomas	
	} Hussey Gent in a plea of trespas of the case	

And whereupon the Said Thomas by Robert Carville his Attorney Saith that the Said Joseph labouring of a distemper whereof he Soon after dyed did about the Sixteenth day of July in the yeare of our Lord One thousand Six hundred Sixty foure earnestly desire and importune the said Thomas to permitt him to come and lodge at the Said Thomas house there to have his accomodation and to be attended in his sicknesse he the said Joseph assuming upon himselfe and to the Said Thomas did faithfully promise that he the said Joseph would well & truly pay unto him the Said Thomas for Such his accomodacons and for what he the Said Thomas Should expend and lay Out for him in his Sicknesse what he Should reasonably deserve And the Said Thomas in fact Saith that the said Thomas did accordingly at the Speciall and earnest request of the said Joseph entertaine him as a lodger in his Said house and the said Joseph did continue in the said house from the Said Sixteenth day of July afore-said untill the eight & twentieth day of September following at which tyme he dyed being about eleaven weekes dureing all which tyme he the said Thomas did find and allow unto him the said Joseph Sufficient meate drinke washing lodging & other necessary accomodations and did attend him carefully in his Said Sicknesse for which he well deserved to have fifty pounds of tobacco P day which in the whole amounts unto the Summe of three thousand five hundred pounds of tobacco besides severall other Summes of tobacco which the Said Thomas laid Out for his ffunerall expences amounting to the summe of twelve hundred pounds of tobacco which together with the said Summe of three thousand five hundred pounds of tobacco amounts in the whole to the summe of foure thousand Seven hundred pounds of tobacco as by a particular accompt hereunto annexed it may appeare Yet notwithstanding the Said Benjamin the Said Promise and assumption little regarding but deviseing & fraudulently intending him the said Thomas in that behalfe to deceive & defraud the Said Joseph in his life time nor the said Benjamin Since his death the Said Summe of foure thousand Seaven hundred pounds of tobacco to him the said Thomas hath not paid or Satisfied but the Same to pay hath hitherto denyed and Still doe deny & refuse to the damage of the Said Thomas Seaven thousand pounds of tobacco And thereupon he brings his Suite.

And the Said Benjamin by Robert Ridgely his Attorney cometh and defendeth the force and injury when &c and prayeth licence to imparle here untill next Provinciaall Court and it is granted him the same day is given to both parties here.

Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Doñ One thou-

p. 611

Liber M M sand Six hundred Seventy five came the said Thomas by his Attorney aforesaid and offered himselfe against the said Benj^a in the plea aforesaid and the said Benjamin by his Attorney came likewise and the said Benjamin Saith nothing in barre or avoidance of the action aforesaid of him the said Thomas whereupon the Said Thomas remaineth against the said Benjamin thereupon undefended Wherefore it is considered by the Court here that the Said Thomas Hussey recover against the estate of the said Joseph aswell the summe of three thousand three hundred pounds of tobacco damages occasioned by the trespas aforesaid as also the Summe of five hundred eighty foure pounds of tobacco costs of Suite But So as Execution thereof cease untill the Governour be Satisfied Out of the Said estate the summe of Sixty Seaven pounds Sterling.

Hugh Hopewell	}	Charles Delaroch late of S ^t Maries Citty Inholder
ag ^t		otherwise called Charles Delaroch of S ^t Johns
Charles Delaroch		Inholder was summoned to answer unto Hugh Hopewell of a plea that he render unto him the full quantity of fiteene hundred and eighty

p. 612 pounds of good Sound tobacco well Conditioned well packed which to him he oweth & unjustly deteineth

And whereupon the said Hugh Hopewell by Robert Ridgely his Attorney Saith that whereas the said Charles Delaroch the 30th day of October in the yeare of Our Lord One thousand six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said Charles and here in Court produced whose date is the day and yeare aforesaid did acknowledge himselfe to be bound & firmly obliged unto the said Hugh in the full quantity of fiteene hundred and eighty pounds of good Sound tobacco well conditioned and well packed in caske To which payment well & truly to be performd the Said Charles did oblige himselfe his executors & admr^s firmly by those presents Yet the said Charles Delaroch the said Summe of fifteen hundred & eighty pounds of tobacco to him the said Hugh according to the tenor of the Said writeing Obligatory hath not paid though often thereunto required but the same to him to pay hath denyed and as yet doth deny whereupon the said Hugh Saith he is dampnified and hath losse to the value of foure hundred pounds of tobacco And thereupon he bringeth his suite.

And the said Charles in his proper person cometh & defendeth the force and injury when &c and prayeth the hearing of the Said writeing Obligatory and it is read unto him he also prayeth the hearing of the Condition of the Said writing Obligatory and it is read unto him in these words The Condition of this Obligation is Such that if the abovebound Charles Delaroch his executors adm^rs or assignes doe well & truly pay or cause to be paid unto the said Hugh Hopewell his executors adm^rs or assignes the full and just quantity of eleaven hundred & eighty pounds of good Sound mer-

chantable tobacco in caske Conveniently in Petuxent River On or **Liber M M**
before the five & twentieth day of December next ensueing the date
hereof without fraud or further delay That then this p'sent Obliga-
tion to be void or else to remaine in full force & virtue

Which being read and heard this day to witt the Sevententh day of
November in the 44th yeare of the Dominion of Caecilius &c Annoq
Dom 1675 the said Charles Saith nothing in barr or avoidance of
the action aforesaid of him the said Hugh for that he oweth the said
Hugh the said Summe of fifteen hundred & eighty pounds of to-
bacco in the declaration mentioned Therefore it is considered by
the Court here that the said Hugh recover against the said Charles
aswell the said Summe of fiteene hundred & eighty pounds of
tobacco the debt aforesaid as also the summe of five hundred pounds
of tobacco costs of Suite.

Mathew Warde	} Arthur Carleton administrator of the Goods p. 613 and Chattells of Thomas Carleton late of Caecil County deceased was attached to answer Mathew Warde Gent One of the Attornyes of the Provinciaall Court accord- ing to the libertyes & priviledges of Attornyes &c in a plea of debt.
ag ^t	
Arthur Carleton adm ^r Thomas Carleton	

And whereupon the said Mathew in his proper person complaineth
that whereas the said Thomas the fourth day of September One
thousand Six hundred Seventy two by his certaine writeing Obliga-
tory Sealed & delivered by the Said Thomas as his deed here in
Court produced whose date is the day and yeare abovesaid became
bound to the Said Mathew in the full quantity of twenty thousand
pounds of good Sound merchantable tobacco & caske with condi-
tion in the said writeing contained Vizt that whereas the abovenamed
Thomas Carleton hath bargained & sold unto the Said Mathew
Warde his plantation in Petuxent River with all the houses lands &
appurtenñcs to them belonging for the consideration of tenn thou-
sand pounds of tobacco paid and to be paid if therefore the said
Thomas Carleton his heirs executors or administrators or any of
them doe well & truly make and assure or cause to be well made
and assured unto the said Mathew Warde his heirs and assignes for
ever the said Plantation with the houses Lands and appurtenñcs by
Such assurance and Conveyance in the Law as Counsell shall ad-
vise devise and require at or before the twenty fourth day of Decem-
ber then next ensueing the date hereof that then the Obligation to
be void Notwithstanding which neither the Said Thomas in his life
time nor the said Arthur administrator of the Said Thomas Since
his death nor any other person in the Said Condition mentioned hath
made and assured or caused to be made and assured unto the Said
Mathew the said Plantation and premisses according to the tenor

Liber M M of the Said writeing but hath and doth altogether refuse to performe the Same Whereupon the said Mathew Saith he is dampnified and hath losse to the Value of tenn thousand pounds of tobacco and thereupon he bringeth his Suite.

Now here at this day to witt the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̃ Dom̃ One thousand six hundred Seventy five came the said Arthur in his proper person and Saith nothing in barr or avoidance of the action aforesaid of him the said Mathew for that he oweth the said Mathew the said Summe of twenty thousand pounds of tobacco in such manner as the said Mathew hath above declared against him therefore it is considered by the Court here that the said Mathew recover against the estate of the said Thomas the said Summe of twenty thousand pounds of tobacco with costs of Suite.

Costs allowed the plaintiff five hundred twenty eight pounds of tobacco.

p. 614	Garrett Vansweringen ag ^t William Harris	}	W ^m Harris late of S ^t Maries County otherwise called William Harris of the County of S ^t Maries in the Province of Maryland was Sumoned to answer unto Garrett Vansweringen in a plea that he render unto him the summe of Seaven hundred & nineteen hundred pounds of tobacco which to him he oweth & unjustly deteineth &c
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And whereupon the Said Garrett by Kenelm Cheseldyn his Attorney Saith that whereas the Said William the ninetenth day of April in the yeare of Our Lord One thousand Six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said W^m here in Court produced whose date is the same day and yeare abovewritten was holden & firmly bounden unto him the said Garrett in the full quantity of Seaven hundred & nineteen pounds of good Sound merchantable tobacco in caske being for a valuable consideration already received to be paid unto him the said Garrett or to his certaine Attorney his heirs executors admⁿ or assignes Convenient in the County aforesaid at or before the tenth day of October next ensueing the date hereof Notwithstanding which the said W^m the aforesaid Summe of Seaven hundred & nineteen pounds of tobacco to him the said Garrett according to his said writeing Obligatory hath not paid but the same to pay hath altogether denyed & still doth deny whereupon he Saith he is dampnified & hath losse to the value of fourteene hundred pounds of tobacco & thereupon he bringeth his Suite.

Now here as this day to witt the three & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̃ Dom̃

Liber M M

p. 615

G V Sweringen

Liber M M Thomas Jones } Thomas Pattison late of Dorchester County was
 ag^t } attached to answer unto Thomas Jones in a plea
 Thomas Pattison } of trespass upon the case.

And whereupon the Said Thomas Jones by Kenelm Cheseldyn his Attorney complaineth that whereas the Said Thomas Pattison the nineteenth of October 1674 Stood indebted to the said Thomas Jones the summe of foure thousand eight hundred ninty three pounds of tobacco the said Thomas Pattison did assume upon himselfe & to the said Thomas Jones did faithfully promise that he the said Thomas Pattison the same when thereunto required would well & truly content & pay Notwithstanding which the said Thomas Pattison though often required the Same hath not paid to him
 p. 616 the Said Thomas Jones but the same to pay hitherto hath and Still doth deny to the damage of the said Jones the summe of Six thousand pounds of tobacco & thereupon he bringeth his suite

Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Dom One thousand Six hundred Seventy five came the said Thomas Pattison by Vincent Lowe his Attorney and defendeth the force and injury when &c and Saith nothing in barre or avoidance of the action aforesaid of him the said Thomas Jones because he oweth the said Thomas Jones the said summe of foure thousand eight hundred ninty three pounds of tobacco in such manner and forme as the said Thomas Jones hath above declared whereupon the said Thomas Jones remaineth against the said Thomas Pattison thereof undefended Therefore it is Considered by the Court here that the said Thomas Jones recover against the said Thomas Pattison aswell the summe of foure thousand eight hundred ninty three pounds of tobacco for his damages occasioned by the trespass aforesaid as also the Summe of five hundred twenty eight pounds of tobacco costs of Suite & the said Thomas Pattison in mercy.

Esq; Lowe my accompt to Cap^t Jones is foure thousand eight hundred and ninty three I desire you will please to confesse judgm^t On my behalfe & likewise for M^r Cheseldyne ffees & also be pleased to appeare for me at the Suite of M^r Carter

November 20th 1675.

Your humble Servant
 Tho: Pattison

Christopher Goodhand } Tobias Wells executor of the last will and
 ag^t } Testament of Mary Pine late of Kent County
 Tobias Wells execut^r } widdow deceased was attached to answer unto
 Mary Pine } Christopher Goodhand of a plea of trespass
 on the case.

And whereupon the Said Christopher by Robert Ridgely his Attorney complaineth that whereas the Said Mary in her life time to wit

the fifteenth day of September in the yeare of Our Lord 1672 in consideration that the Said Christopher at the Speciall instance & request of her the Said Mary would Serve her the Said Mary in the receiving of her debts and managing her businesse and affairs as her Steward and Bayliff from the said fifteenth of September for One whole yeare then next following and afterwards So long as both parties should agree the said Mary did assume upon her Selfe and to the said Christopher did faithfully promise that she the said Mary would pay unto the said Christopher the summe of foure thousand pounds of tobacco & caske for the Said yeares Service when thereunto required & also would pay unto the Said Christopher proportionably to the said foure thousand pound[s] of tobacco p annum for any time he should Serve her over & above the Said yeare And the Said Christopher in fact Saith that trusting to the faithfull promise & assumption of the Said Mary to him the Said Christopher So as aforesaid made he the said Christopher the Said Mary in the Office & employment aforesaid did Serve from the Said fifteenth day of September in the yeare aforesaid untill the fifteenth day of October in the yeare One thousand Six hundred Seventy three being thirteene months which at the rate of foure thousand pounds of tobacco p annum amounteth to in the whole the Summe of foure thousand three hundred thirty three pounds of tobacco Yet the Said Mary in her life time nor the Said Tobias executor of the last will & Testament of the Said Mary Since her death the Said Christopher the Said Summe of foure thousand three hundred thirty three pounds of tobacco have not paid or Satisfied though often thereunto required but the Same to pay or Satisfie hath refused and denyed & as yet doe refuse & deny to the damage of the Said Christopher Six thousand pounds of tobacco And thereupon he bringeth his Suite. p. 617

And the Said Tobias by Robert Carvile his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill next Court and it is granted him the Same day is given to both parties here.

Att which said next Provinciaall Court to wit the Sixteenth day of November in the 44th yeare of the Dominion of Caecilius &c Came the Said Christopher by his Attorney aforesaid & offered himselfe against the said Tobias in the plea aforesaid & the Said Tobias likewise by his Attorney came and the said Tobias Saith that the said Mary in her life time nor the said Tobias Since her death did not make Such promise and assumption to the Said Christopher as the said Christopher hath above against him declared and of this he putts himselfe upon the Country and the Said plaintiff likewise Therefore it is comanded the Sheriff that he cause to come here twelve &c who neither &c by whom &c to recognize &c because aswell &c.

Afterwards to wit the twentieth day of November in the yeare

Liber M M aforesaid came aswell the said Christopher by his Attorney aforesaid & the Said Tobias by his Attorney and the jurors of that jury likewise came to witt Walter Hall W^m Thomas John Gittings Richard Meekins James Ringold Arthur Wright Peter Watts David Holt Demetrius Carthwright John Tant George Charlsworth and John Garnish who being impannelled sumōned and Sworne to Say the truth in the premisses upon their Oathes doe Say The jurors find for the plaintiff Therefore it is considered by the Court here that the Said Christopher recover against the estate of the said Mary aswell
 p. 618 the summe of foure thousand three hundred thirty three pounds of tobacco damages Occasioned by the trespas aforesaid as also the Summe of One thousand two hundred fifty two pounds of tobacco for his costs and charges in this behalfe laid Out and expended and the Said Tobias in mercy.

Charles James	}	Thomas Williams late of the County of Calvert
ag ^t		planter otherwise called Thomas Williams of
Thomas Williams	}	Calvert County in the Province of Maryland
		planter was Summoned to answer unto Charles James of a plea that he render unto him the Summe of tenn thousand pounds of good merchantable tobacco in casque which to him he oweth and unjustly deteineth &c.

And whereupon the Said Charles James by Robert Ridgely his Attorney complaineth that whereas the Said Thomas Williams the fourth day of December in the fortith yeare of the Dominion of Caecilius Annoq̃ Doñ One thousand Six hundred Seventy One by his certaine writeing Obligatory Sealed with the Seale of him the said Thomas and here in Court produced whose date is the day and yeare abovesaid did acknowledge himselfe to be holden and firmly bound and also to owe and Stand indebted unto him the said Charles and unto his heirs executors and adm^{rs} and assignes in the full Summe of ten thousand pounds of good merchantable tobacco and casque to the payment of which well and truly to be made the Said Thomas did bind himselfe his heirs execut^{rs} and adm^{rs} firmly by those presents Notwithstanding which the Said Thomas the said Summe of tenn thousand pounds of tobacco to him the said Charles according to the tenor of the Said writeing Obligatory hath not paid though often thereunto required but the Same to pay hath denyed and as yet doth deny to the damage of the Said Charles of Six thousand pounds of tobacco And thereupon he bringeth his Suite.

And the aforesaid Thomas Williams by John Rousby his Attorney cometh and defendeth the force and injury when &c and the Said Thomas prayeth the hearing of the Said writeing Obligatory and it is read unto him he also prayeth hearing of the Condition of the Said writeing and it is read unto him in these words The Con-

dition of this Obligation is Such That if the abovebounden Thomas Williams his heirs execut^{rs} administrators or assignes doe well & truly pay or cause to be paid to the abovesaid Charles James or unto his heirs executors adm^{rs} or assignes the full Summe of five thousand pounds of good bright tobacco & caske at Some convenient place upon the Clifts in Calvert County that is to Say fiftene hundred pounds of the Said tobacco upon all demands & three thousand five hundred pounds of the Said tobacco upon all demands after the tenth day of October next coming at the place aforesaid conditioned as aforesaid that then this present Obligation to be void & of none effect otherwise to stand & remaine in full power force & vertue, which being read & heard the Said Thomas by his Attorney aforesaid prayeth liberty of Speakeing hereunto untill next Provinciaall Court and it is granted him the same day is given to both parties here. Liber M M
p. 619

Afterwards to witt the Sevententh day of November in the 44th yeare of the Dominion of Caecilius &c came the said Charles James by his Attorney aforesaid and the Said Thomas Williams by his Attorney came likewise and the said Thomas Saith that the Said Charles his action aforesaid against him ought not to have because he Saith that the Said writeing Obligatory is not his deed and of this he putts himselfe upon the Country and the said Charles likewise. Therefore it is Comāded the Sheriff that he cause to come here twelve &c But before the said jurors came the Said Thomas Saith nothing in barre or avoidance of the action aforesaid of him the said Charles because he oweth the said Charles the Said Summe of five thousand pounds of tobacco whereupon the Said Charles remaineth against the Said Thomas thereof undefended Therefore it is considered by the Court here that that Said Charles James recover against the said Thomas W^m aswell the Summe of five thousand pounds of tobacco the debt aforesaid as also the Summe of thirteene hundred and Sixteene pounds of tobacco for his costs and charges in this behalfe laid out and expended. and the Said Thomas in mercy.

To John Rousby One of the Attornyes of the Provinciaall Court.

These are to desire and authorize up to plead for me at the next Provinciaall Court at the Suite of Charles James in an action of five thousand pounds of tobacco debt such plea as you Shall thinke fitt or if you shall thinke to suffer judgment to passe against me by default, and for your So doeing this Shall be your Sufficent warrant Given under my hand & Seale this 28th day of April 1675.

Sealed & delivered in

Thomas Williams (Sealed)

the p^rsence of

Rich: Moy.

Liber M M Isaac ffoxcroft } Thomas Collen late of Plymouth Marriner was at-
 ag^t } tached to answer; Isaac ffoxcroft of a plea of tres-
 Thomas Collen } pas upon the case And whereupon the Said Isaac
 by Robert Ridgely his Attorney complaineth that
 whereas the Said Isaac the twentieth day of Janu-
 ary One thousand six hundred Seventy three Stood indebted to the
 Said Thomas the full Summe of Six thousand foure hundred Seventy
 & five pounds of tobacco and in consideration that the Said Isaac
 ffoxcroft at the Speciall instance & request of him the Said Thomas
 Collen would deliver unto him the Said Thomas Severall bills &
 noates for tobacco due to him the Said Isaac a particular whereof
 is here in Court produced amounting in the whole to the summe of
 Sixteene thousand One hundred fifty Seaven pounds of tobacco with
 orders to the Severall persons debtors to the said Isaac upon the
 p. 620 bills & notes aforesaid to pay the Same unto the Said Thomas Collen
 the said Thomas Collen did assume upon himselfe & to the said
 Isaac did then & there faithfully promise that he the said Thomas
 what tobacco upon the Same that he should receive more then
 amounted to the Said Summe of Six thousand foure hundred Sev-
 enty five pounds of tobacco due to him from the Said Isaac as afore-
 said he the Said Thomas the Overplus thereof would well and truly
 to the said Isaac Satisfie and pay And the Said Isaac in fact Saith
 that he trusting to the faithfull promise of the Said Thomas did
 deliver unto him the Said Thomas the Severall bills & notes for
 tobacco aforesaid amounting to the Summe of Sixteen thousand
 One hundred fifty Seaven pounds of tobacco together with orders
 to the Severall persons debtors to the Said Isaac upon the said
 bills & noates to pay the Same unto the said Thomas And the said
 Isaac in fact further Saith that the Said Thomas Collen upon the
 Said bills & noates over & above the Said Six thousand foure hun-
 dred Seventy five pounds of tobacco which the Said Isaac to the
 Said Thomas Stood indebted as aforesaid did receive of the Severall
 persons therein named the Summe of Six thousand five hundred
 eight pounds of tobacco Notwithstanding which the said Thomas
 Coll[en] his promise & assumption So as aforesaid made not re-
 garding but endeavoring and fraudulently intending him the Said
 Isaac of the Said Summe of Six thousand five hundred & eight
 pounds of tobacco So paid over & above as aforesaid craftily &
 Subtily to defraud and deceive the Said Six thousand five hundred
 & eight pounds of tobacco to him the said Isaac according to his
 promise & assumption aforesaid hath not paid or hitherto given any
 content for the Same but the same to pay or Satisfie hath denied
 & as yet doth deny to the damage of the said Isaac ten thousand
 pounds of tobacco And thereupon he bringeth his suite.

And the said Thomas Collen by Robert Carville his Attorney com-
 eth and defendeth the force and injury when &c and prayeth liberty

to imparle here untill next Provinciaall Court & it is granted him the same day given to both parties Liber M M

Att which Said next Provinciaall Court to witt the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ One thousand Six hundred Seventy five Came the said Thomas by his Attorney aforesaid and Saith he did not assume upon himselfe & to the said Isaac make such promise as the said Isaac hath above against him declared and of this he putts himselfe upon the Country and the plaintiff likewise Therefore it is Comanded the Sheriff that he cause to Come here twelve &c who neither &c to recognize &c because aswell &c.

But before the Said Jurors came the Said Thomas Saith nothing in barre or avoidance of the action aforesaid for the Summe of Six thousand five hundred & eight pounds of tobacco whereupon the said Isaac remaineth ag^t the said Thomas thereof undefended Therefore it is considered by the Court here that the Said Isaac ffoxcroft recover against the said Thomas Collen aswell the Summe of Six thousand five hundred & eight pounds of tobacco for his damages occasioned by the trespas aforesaid as also the sume of eleaven hundred fifty eight pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the Said Thomas in mercy &c. p. 621

Baker Brooke Esq ^{ue} ag ^t W ^m Hemsley	}	William Hemsley late of Talbott County was attached to answer Baker Brooke Esq ^{ue} Survey ^r Generall of this Province and One of the justices of this Court according to the priviledges &c in a plea of trespas upon the case.
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And whereupon the said Baker Brooke by Robert Carvile his Attorney Saith that the said W^m being upon the Sixteenth day of November in the yeare of Our Lord One thousand Six hundred Seventy-five justly indebted unto the said Baker in the summe of twenty thousand pounds of tobacco he the said W^m did then assume upon himselfe and to the said Baker faithfully promise that he the said W^m the said summe of twenty thousand pounds of tobacco to him the said Baker would well & truly pay & satisfie when thereunto required Yet notwithstanding the said William the said summe of twenty thousand pounds of tobacco to him the said Baker though often thereunto requested hath not paid or Satisfied but the same to pay hath altogether denied and refused and Still doth deny to the damage of the said Baker twenty thousand pounds of tobacco & thereupon he bringeth his Suite.

And the said William the foure & twentieth day of November in the yeare aforesaid by Vincent Lowe his Attorney cometh and defendeth the force & injury when &c & Saith that he saith nothing in barre of the said Plaintiffs action but Saith that he is willing that the said plaintiff should recover against him the said Summe of p. 622

Liber M M twenty thousand pounds of tobacco with costs of Suite provided the said William doth not by the last day of January next pay or cause to be paid to the said Baker the full Summe of tenn thousand pounds of tobacco therefore it is considered by the Court here that the said Baker recover against the said W^m the said Summe of twenty thousand pounds of tobacco So as aforesaid together also with the Summe of pounds of tobacco for his costs and charges in this behalfe laid Out and expended.

I doe hereby impower you Vincent Lowe to appeare for me at the Suite of Baker Brooke Esq and to confesse judgment for the Summe of twenty thousand pounds of tobacco with defeazance to pay tenn thousand pounds of tobacco by the last day of January next and for your so doeing this shall be your Sufficit warrant as wittnes my hand this two & twentieth day of November An^o Domⁱ 1675.

To Vincent Lowe Esq
Attorney Gen^l.

Witlm: Hemsley.

Testes

Ro: Carvile

Matt Warde.

Stephen Tully	}	Memorandum that this Court to wit the ninth day of february in the 43 th yeare of the Dominion of Caecilius &c Came Stephen Tully by Kenelm Cheseldyn his Attorney and exhibiteth his certaine bill against John Quigley One of the Attornyes of this Court of a plea that he render unto him the summe of foure thousand pounds of tobacco which to him he oweth & unjustly deteineth.
ag ^t		
John Quigley		

And whereupon the said Stephen by Kenelm Cheseldyn his Attorney Saith that whereas the said John Quigley the fifth day of October One thousand Six hundred Seventy foure did by his certaine writeing Obligatory Sealed with the seale of the said John here in Court produced whose date is the same day & yeare above-written did bind himselfe to pay or cause to be well and truly paid unto M^r Stephen Tully of Talbott County in the aforesaid Province Gent his heirs execut^{rs} administrators or lawfull Attorney the just & full quantity of foure thousand pounds of good Sound merchantable tobacco in caske due to be paid upon all demands either in Wye or Chester River it being for a valuable consideration in hand received before the ensealeing thereof to the true performance thereof he did bind himselfe his heirs executors administrators firmly by those presents Notwithstanding which the said John Quigley the said summe of foure thousand pounds of tobacco unto him the said Stephen though often thereunto required hath not paid but the same to pay hitherto hath & Still doth altogether deny

to the damage of him the said Stephen Six thousand pounds of Liber M M tobacco and thereupon he bringeth his action

And the said John by Robert Carvile his Attorney cometh & defends the force & injury when &c & prayeth liberty of Speakeing hereun[to] untill the next Provinciaall Court & it is granted him the same day is given to both parties here.

Afterwards to witt the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Came the said John Quigley in his proper person and saith that he saith nothing in barr or avoidance of the plaintiffs action as to two thousand seven hundred sixty eight pounds of tobacco part of the said summe of foure thousand pounds of tobacco in the declaration mentioned but saith that he is willing that the plaintiff recover against him the said summe of two thousand seven hundred Sixty eight pounds of tobacco with costs of Suite therefore it is considered by the Court here that the said Stephen Tully recover against the said John Quigley the said Summe of two thousand Seven hundred Sixty eight pounds of tobacco as also the summe of five hundred pounds of tobacco costs of Suite. p. 623

George Beckwith	}	Thomas Mountfort late of Talbott County otherwise called Thomas Mountfort of the County of Calvert Gent was Summoned to answer unto George Beckwith of a plea that he render unto him the summe of Eight hun- dred & forty pounds of tobacco which to him he oweth & unjustly deteineth.
ag ^t Thomas Mountfort		

And whereupon the said George by Robert Carvile his Attorney Saith that whereas the said Thomas Mountfort the eight & twentieth day of April in the yeare of Our Lord One thousand six hundred seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said Thomas and here in Court produced whose date is the same day & yeare abovewritten did acknowledge to be holden and firmly bounden unto the said George Beckwith of the same County the full and just Summe of Eight hundred & forty pounds of good & every way well conditioned leafe tobacco and casque for a valuable consideracōn by him in hand received to which payment well & truly to be made at some convenient place in Petuxent River he did bind himselfe his heirs execut^{rs} & adm^{rs} firmly by those p^rsents Notwithstanding which the said Thomas the said summe of Eight hundred & forty pounds of tobacco unto him the said George though often thereunto required hath not paid but the same to pay hitherto hath & Still doth altogether deny to the damage of him the said George Sixteen hundred pounds of tobacco & thereupon he bringeth his Suite.

And the said Thomas by Kenelm Cheseldyn his Attorney cometh

Liber M M & defendeth the force & injury when &c & prayeth liberty of Speake-
ing hereunto untill the next Provinciaall Court and it is granted him
the same day is given to both partyes here.

p. 624 Now here at this day to wit the foure & twentieth day of Novemb^r
in the 44th yeare of the Dominion of Caecilius &c Annoq^{ue} Domⁱⁿⁱ
One thousand six hundred Seventy five came the said George by
his Attorney aforesaid but the said Thomas came not but made de-
fault Therefore it is considered by the Court here that the said
George recover against the said Thomas Mountfort aswell the said
summe of eight hundred & forty pounds of tobacco the debt afore-
said as also the summe of Six hundred thirty five pounds of tobacco
cost of Suite & the said Thomas in mercy.

Evan Carew	} Marke Cordea late of S ^t Maries County was at-
ag ^t	
Marke Cordea	} tached to answer unto Evan Carew in a plea of tres-
	} pas upon the case.

And whereupon the said Evan by Robert Carvile
his Attorney Saith that there being upon the first day
of ffebruary in the yeare of our Lord One thousand six hundred &
Seventy a communication had betweene the said Mark & the Said
Evan touching his the said Evans being imployed & reteined by
him the Said Mark as his Servant to Keepe his bookes receive his
tobacco and doe Such otherworke for him the said Marke as the
said Mark Should imploy him in He the said Mark in consideration
that the said Evan would be reteined & hired as a Servant to him the
said Marke to Keepe his bookes and accompts receive tobacco for
him & doe Such other Service as the Said Mark should imploy him
in did assume upon himselfe and to the said Evan did faithfully
promise that he the said Mark would well & truly pay and Satisfie
unto the Said Evan when he Should be thereunto required So much
tobacco for his the said Evans wages over & above his necessary
accomodations as he the said Evan Should reasonably deserve for
So long time as he the said Evan Should continue in the Service or
employment of him the Said Marke And the Said Evan in fact Saith
that he trusting to the faire promises and protestations of him the
said Mark did upon the Said first day of ffebruary in the yeare
aforesaid enter into the Service of him the said Mark and Kept his
bookes and received for him severall great quantityes of tobaccoes
and did such other worke for him the said Mark as he was required
to doe and the said Evan did faithfully Serve him the said Marke
in the service and employment aforesaid from the said first day of
ffebruary in the yeare aforesaid untill the Seven & twentieth day of
June in the yeare of Our Lord One thousand Six hundred Sev-
enty three being in all eight & twenty monthes and that for such his
service & paines he did & doth reasonably deserve after the rate of
foure thousand pounds of tobacco P^{er} annum over & above his neces-

sary accomodation aforesaid which in the whole amounts to the summe of nine thousand three hundred thirty three pounds of tobacco Yet Notwithstanding the said Mark his promises and protestations aforesaid not regarding but deviseing & fraudulently intending him the said Evan in that behalfe craftily & Subtilly to defraud & deceive the said summe of nine thousand three hundred thirty three pounds of tobacco to him the said Evan according to his promise aforesaid though often thereunto required hath not hitherto rendred or paid but the same to pay doth deny and refuse to the damage of the Said Evan thirteen thousand pounds of tobacco & thereupon he bringeth his suite.

Liber M M

p. 625

And the Said Mark by Kenelm Cheseldyn his Attorney doth come & defend the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the same day is given to both parties here

At which said next Provinciaall Court Came the said Evan by his Attorney aforesaid & the said Mark by his said Attorney came likewise and the said Marke Saith that he did not promise & assume upon himselfe in manner & forme as the said Evan Carew above in his declaration hath declared against him & of this he putts himselfe upon the Country and the plaintiff likewise therefore it is Comanded the Sheriff that he cause to come here twelve &c.

Now here at this day to witt the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Dom̃ One thousand Six hundred Seventy five Came the said Evan by his Attorney & the said Mark by his Attorney and the jurors of that jury likewise came to wit John Gittings W^m Thomas Arthur Wright Peter Watts John Tant Richard Meekins W^m Hemsley Raymond Staplefort Jn^o Brookes Jn^o Hollins Henry Turner & Henry Exon who being impannelled & Summoned to say the truth in the premisses upon their Oathes doe say Wee find for the plaintiff five thousand pounds of tobacco for eight & twenty months service Therefore it is considered by the Court here that the said Evan recover against the said Mark the summe of five thousand pounds of tobacco for his damages occasioned by the trespas aforesaid as also the summe of One thousand thirty nine pounds of tobacco costs of Suite.

Evan Carew	} Marke Cordea of S ^t Maries County was attached
ag ^t	
Marke Cordea	

to answer unto Evan Carew in a plea of trespas upon the case.

And whereupon the said Evan by Robert Carville his Attorney Saith That the said Marke being upon the ninth day of March in the yeare of Our Lord One thousand Six hundred Seventy three justly indebted unto the said Evan for Severall goods sold him and tobacco paid for him & worke done for him from the tenth day of November One thousand six hundred & sev-

Liber M M enty till the said ninth day of March One thousand six hundred seventy three a particular whereof is hereunto annexed amounting in the whole to the summe of foure thousand five hundred eighty p. 626 three pounds of tobacco he the Said Marke did in consideration thereof assume upon himselfe & to the Said Evan did faithfully promise that he the said Marke the said Summe of foure thousand five hundred eighty three pounds of tobacco to him the said Evan when he should be thereunto required well & truly would satisf[ie] and pay but the said Mark his Promise aforesaid not regarding the said Summe of foure thousand five hundred eighty three pounds of tobacco to him the said Evan though thereunto requested hath not paid or Satisfied but the same to pay doth deny & refuse to the damage of the said Evan Six thousand pounds of tobacco & thereupon he bringeth his Suite.

And the said Mark by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c and prayeth liberty to imparle here untill next Court & it is granted him the same day is given to both parties here.

Now here at this day to wit the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c came the said Evan by his Attorney aforesaid & the said Marke by his Attorney came likewise and the said Marke Saith that he did not promise and assume upon himselfe in manner & forme as the said Evan hath above declared against him and of this he putts himselfe upon the Country and the plaintiff likewise Therefore it is comanded the Sheriff that he cause to come here twelve &c.

At which said five & twentieth day of November in the yeare aforesaid came the parties aforesaid & the jurors of that jury came likewise to wit John Gittings W^m Thomas Arthur Wright Peter Watts Jn^o Tant Richard Meekins W^m Hemsley Raymond Stapelfort John Brookes John Hollins Henry Turner & Henry Exon who being impannelled summoned & Sworne to Say the truth in the premisses upon their Oathes doe Say Wee find for the plaintiff due upon his accompt three thousand eight hundred eighty three pounds of tobacco and the bill to be delivered to the said Carew againe therefore it is considered by the Court here that the said Evan recover against the said Marke the summe of three thousand eight hundred eighty three pounds of tobacco for his damages occasioned by the trespass aforesaid as also the summe of One thousand seven[ty] One for his costs & charges in this behalfe laid Out & expended

To M^r Kenelm Cheseldyn one of the Attorneyes of the Provinciaall Court.

These are to desire you to appeare for me in two suites comenced against me by Evan Carew upon actions of the case & to plead to the same confess judgm^t or let judgm^t passe by default inihl dicit or as in your discretion you thinke best & convenient & for your so

doeing this shall be your Sufficent warrant Wittness my hand the Liber M M
7th day of August 1675 Mark Cordea.

Testes Tho: Gant
Jn^o Darnall.

Garret Vansweringen } George Marshall late of S^t Maries County p. 627
ag^t } planter was attached to answer Garret Van-
George Marshall } sweringen in a plea of trespas upon the case

And whereupon the said Garret by Kenelm Cheseldyn his Attorney complaineth that whereas the said George Marshall the first day of September in the yeare One thousand six hundred seventy three Stood indebted to him the said Garrett for divers liquors and other accomodations received at the house of him the said Garret as also for Severall Summes of tobacco at the request of him the said George paid unto Severall persons by him the said Garret on the behalfe of him the said George as also for One hundred & Seaven pounds of tobacco due upon ballance of a former accompt from him the said George to him the said Garret at divers dayes and times to wit from the said first day of September in the yeare aforesaid untill the eleventh day of December in the yeare One thousand six hundred Seventy foure a particular of all which is here in Court produced in the whole amounting to the summe of two thousand & forty pounds of tobacco In consideration whereof the said George did assume upon himselfe to the Said Garret did faithfully promise that he the said George when thereunto required the Said summe of two thousand & forty pounds of tobacco to him the said Garret would well & truly content & pay Notwithstanding which the said George the said Summe of two thousand & forty pounds of tobacco to him the said Garret according to his promise hath not paid though often thereunto required but the same to pay hitherto hath & Still doth altogether deny to the damage of the said Garret three thousand five hundred pounds of tobacco & thereupon he bringeth his suite.

And the said George by Robert Carvile his Attorney comes & defends the force & injury when &c & saith that he did not assume upon himselfe nor to the said Garret make such promise as the said Garret hath above declared against him and of this he putts himselfe upon the Country and the plaintiff likewise therefore it is comanded the Sheriff that he cause to come here twelve &c But before the jurors came the said George in his proper person came & Saith nothing in barr or avoidance of the action aforesaid of him the said Garret whereupon the said Garret remaineth against him thereupon wholly undefended Therefore it is considered by the Court here to wit at S^t Maries the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̃ Doñ One thou- p. 628
sand six hundred Seventy five that the said Garret recover against

Liber M M the said George the summe of two thousand & forty pounds of tobacco for his damages Sustained by occasion of the trespas aforesaid as also the Summe of five hundred twenty eight pounds of tobacco costs of Suite.

Tobias Wells execut ^r Mary Pine ag ^t John Larkin	}	John Larkin late of Ann Arundell County otherwise called John Larkin of of the County of Ann Arundall in Province of Maryland was Sumoned to answer unto Tobias Wells executor of the last will & testament of Mary Pine late of Kent County deceased in a plea that he render unto him the summe of nine thousand One hundred & two pounds of tobacco which from him he unjustly deteineth.
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And whereupon the said Tobias Wells by Robert Carville his Attorney Saith that whereas the said John Larkin the eleventh day of November in the yeare One thousand six hundred seventy two by his certaine writeing Obligatory Sealed with the Seale of the Said John & here in Court produced whose date is the same day and yeare abovewritten did bind himselfe his heirs executors adm^r or assignes to pay or cause to be paid unto Mary Pine upon Kent her heirs executors or adm^r the full & just Summe of nine thousand One hundred & two pounds of good Sound merchantable tobacco & casque upon demand in the County aforesaid notwithstanding which the Said John the said summe of nine thousand One hundred & two pounds of tobacco unto her the said Mary in her life time nor unto him the said Tobias Wells executor of the last will & testament of the Said Mary Since the death of the said Mary though often thereunto required hath not paid but the same to pay hitherto hath & Still doth altogether deny to the damage of him the said Tobias eighteen thousand pounds of tobacco & thereupon he bringeth his Suite

And the said Tobias Wells bringeth here into Court the Letters Testamentary with the will of the said Mary thereunto annexed that it may appeare unto the Court that he is executor of the last will & Testament of the said Mary Pine deceased and that right of Administration &c.

And the said John by John Rousby his Attorney cometh and defendeth the force & injury when &c & prayeth liberty of Speakeing hereunto untill next Court & it is granted him the same day is given to both parties here.

Att which said next Provinciaall Court to wit the five and twentieth
 p. 629 day of November in the 44th yeare of the Dominion of Caecilius &c
 Came the said Tobias by his Attorney aforesaid and the said John by his Attorney came likewise and the said John Saith that as to foure thousand Six hundred fifty eight pounds of tobacco part of the said summe of nine thousand One hundred & two pounds of

tobacco he cannot gainsay but that he oweth the same to the said Tobias in such manner as is above declared against him Therefore it is considered by the Court here that the Said Tobias recover against the said John Larkin aswell the summe of foure thousand six hundred fifty eight pounds of tobacco the remainder of the debt aforesaid as also the summe of Six hundred pounds of tobacco costs of Suite. Liber M M

W ^m Dare adm ^r Jn ^o Parker ag ^t Tobias Wells execut ^r Mary Pine	}	Tobias Wells late of Kent County execut ^r of the last will & Testament of Mary Pyne de- ceased was Sumōned to answer unto W ^m Dare Adm ^r of the goods and Chattells of John Parker deceased of a plea that he render unto him the summe of forty thousand pounds of tobacco which from him he unjustly deteineth
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And whereupon the said W^m Dare by Robert Carville his Attorney Saith that whereas the Said Mary Pine & Tobias Wells together with One W^m Lawrence did upon the fifteenth day of July in the yeare of Our Lord One thousand Six hundred Seventy two by their certaine bond or writeing Obligatory Sealed with the Seales of them the said Mary Pyne Tobias Wells & W^m Lawrence confesse & acknowledge themselves to owe and Stand indebted unto the said John Parker in the full & just Summe or quantity of forty thousand pounds of good Sound & merchantable tobacco and casque to be paid conveniently in Kent or Talbott County at or upon the tenth day of October next ensueing the date of the said bond To the which payment well and truly to be made & done they did bind themselves their heirs executors & adm^{rs} joyntly & severally by those presents Yet notwithstanding the Said Mary in her life time or the said Tobias Wells or the said W^m Lawrence in the life time of the said Mary or Since her death the said summe of forty thousand pounds of tobacco to him the said John Parker in his life time or to the said W^m Dare Since his death or any P^r thereof have not paid or Satisfied according to the tenor of the said bond though often thereunto required but the Same to pay have hitherto denyed and refused and Still doe deny and refuse to the damage of the said W^m Dare the summe of fifty thousand pounds of tobacco & thereupon he bringeth his Suite.

And the Said W^m bringeth here into Court his Letters of Administration whereby it may appeare to the Court here that he is Administrator &c.

And the said Tobias by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c & prayeth the hearing of the said writeing Obligatory & it is read unto him he prayeth likewise the hearing of the Condition of the Said bond and it is read unto him in these words. The Condition of this Obligation is Such that p. 630

Liber M M if the abovebound Mary Pine Tobias Wells or W^m Lawrence or either of them their heirs executors or adm^{rs} shall well & truly pay or cause to be paid unto the abovenamed John Parker his heirs execut^{rs} or adm^{rs} the like and just Summe of twenty thousand pounds of tobacco and caske at or upon the tenth day of October next ensuing the date hereof according to the tenor of the bond abovespecified. that then this Obligation to be void and of no effect or else to remaine in full force power Strenght & vertue. which being read & heard the Said Tobias prayes liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the same day is given to both parties.

At which said next Provinciaall Court to wit the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq̄ Dom̄ One thousand six hundred Seventy five came the said W^m Dare by his Attorney aforesaid and the Said Tobias Wells by Kenelm Cheseldyn his Attorney doth come & defend the force and injury when &c & Saith that the said William his action against him ought not to have for that he Saith he hath performed the condition of the Said writeing Obligatory and of this he putts himselfe upon the Country and the plaintiff likewise. Therefore it is Comanded the Sheriff that he cause to come here twelve &c. which Said jurors likewise came to witt Henry Tripp James Nuthall John Bigger Richard Bayly George Marshall Walter Hall David Holt Daniel Clocker W^m King Joseph Edloe Thomas Doxey & Ralph Blackhall who being impannelled sumoned Sworne to Say the truth in the premisses upon their Oathes doe say Wee jurors doe find for the plaintiff eight thousand six hundred and Sixteen pounds of tobacco Therefore it is considered by the Court here that the said W^m Dare recover against the estate of the Said Mary Pyne aswell the summe of eight thousand Six hundr[ed] and Sixteen pounds of tobacco the debt aforesaid as also the Summe of One thousand thirty nine pounds of tobacco costs of Suite.

Henry Tripp } John Ingram late of Talbott County otherwise called
ag^t } John Ingram of Talbott County in the Province of
John Ingram } Maryland Inholder was Sumoned to answer unto
Henry Tripp in a plea that he render unto him the
summe of thirty two thousand eight hundred & eighty pounds of
tobacco which to him he oweth and unjustly deteineth.

And whereupon the Said Henry by Kenelm Cheseldyn his Attorney Saith that whereas the said John Ingram the twentieth day of May in the yeare One thousand Six hundred Seventy-foure by his certaine writeing Obligatory Sealed with the seale of him the said John here in Court produced whose date is the Same day and yeare
p. 631 abovewritten did acknowledge himselfe holden and firmly bounden unto Henry Tripp of the County of Dorchester in the Province

of Maryland Gent in the just Summe of thirty two thousand eight hundred & eighty pounds of good Sound merchantable leafe tobacco & caske to be paid at Some convenient place betweene the mouth of Broad Creeke and Bullingbrooke Creeke in Great Choptanck River upon demand being for a valuable consideration already in hand received to be paid to the said Henry Tripp or to his certaine Attorney his heirs execut^{rs} & adm^{rs} to the which payment well & truly to be made & done he the said John did bind himselfe his heirs executors adm^{rs} firmly by those p^rsents notwithstanding which the said John Ingram the said summe of thirty two thousand eight hundred & eighty pounds of tobacco according to the tenor of the Said writeing Obligatory hath not paid though often thereunto required but the same to pay hitherto hath and Still doth altogether deny to the damage of the Said Henry thirty Six thousand pounds of tobacco & thereupon he bringeth his Suite. Liber M M

And the said John by Vincent Lowe his Attorney cometh and defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the same day is given to both parties here.

Att which said next Provinciaall Court to wit the five and twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Came the said Henry by his Attorney aforesaid & Offered himselfe against the said John in the plea aforesaid but the said John came not but made default therefore it is considered by the Court here that the said Henry Tripp recover against the said John Ingram aswell the said Summe of thirty two thousand eight hundred & eighty pounds of tobacco the debt aforesaid as also the Summe of five hundred and foure pounds of tobacco costs of Suite & the Said John in mercy &c.

Henry Tripp Peter Underwood ag ^t	}	Peter Underwood late of Talbott County other- wise called Peter Underwood of Great Chop- tanck River in the Province of Maryland planter was Sumōned to answer unto Henry Tripp in a plea that he render unto him the summe of Six thousand two hun- dred & fifty One pounds of tobacco which to him he oweth & un- justly deteineth
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And whereupon the said Henry by Kenelm Cheseldyn his Attorney Saith that whereas the said Peter Underwood the foure & twentieth day of ffebruary in the yeare One thousand Six hundred Seventy three did by his certaine writeing Obligatory Sealed with the seale of the Said Peter here in Court produced whose date is the same day & yeare abovewritten bind himselfe his heirs executors adminis-
trators to pay or cause to be paid unto Henry Tripp of Little Chop-
tanck River in the Province aforesaid his heirs executors adm^{rs} assigns or lawfull Attorney in the full and just Summe of Six

p. 632

Liber M M thousand two hundred fifty & One pounds of good Sound merchantable tobacco and caske due to be paid upon demand upon the Plantation where John Boone now liveth or upon the Plantation where Peter Underwood dwelleth or did dwell it being for a valuable consideration in hand already received notwithstanding which the said Peter Underwood the said Summe of Six thousand two hundred fifty & One pounds of tobacco according to the tenor of his said writeing Obligatory to him the said Henry hath not paid though often thereunto required but the same to pay hitherto hath & Still doth altogether deny to the damages of the said Henry eight thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Peter by Vincent Lowe his Attorney cometh and defendeth the force & injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciall Court & it is granted him the same day is given to both parties.

Now here at this day to wit the five & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Annoq; Dom̃ One thousand six hundred Seventy five came the said Henry by his Attorney aforesaid & offered himselfe against the said Peter but the Said Peter came not but made default. Therefore it is considered by the Court here that the said Henry recover against the said Peter aswell the summe of Six thousand two hundred fifty One pounds of tobacco the debt aforesaid as also the summe of five hundred and foure pounds of tobacco costs of Suite & the said Peter in mercy.

John Wilson	} the plaintiff is by the ffavour of the Court admitted in forma pauperis.
ag ^t	
Thomas Oliver	Thomas Oliver late of S ^t Maries County mariner was attached to answer unto John Wilson of a plea of trespas assault battery and false imprisonment.

p. 633 And whereupon the said John by Kenelm Cheseldyn his Attorney complaineth that whereas the said John Wilson being an inhabitant of the Collony of Virginia and from Yorke River in the said Collony being on the thirteenth day of September One thousand Six hundred Seventy five bound in a Shallop for Accomack in the Bay in the County of S^t Maries the said Thomas Oliver being then on board and Master of a Shipp called the Warwell of London and the said John Wilson in the Peace of God & the Lord Proprietary being On board his Shallop aforesaid the said Thomas upon him the said John in the said Shallop with swords Staves &c an assault did make & him the said John did take beate & evil entreate & him in prison did deteine from the thirteenth day of September in the yeare aforesaid On board the said Shipp Warwell of London untill the eighteen[th] day of the same month and the said John further

Saith that the Said Shallap with her rigging of the value of three thousand pounds of tobacco One chest of goods of the Value of four thousand pounds of tobacco & thirty pounds of Porke & two cheeses of the Value of One hundred pounds of tobacco the said Thomas with force & armes from him the said John did take & the same from him as yet doth deteine contrary to the Peace &c to the damage of the said John Wilson the summe of thirty thousand pounds of tobacco & thereupon he bringeth his Suite. Liber M M

And the said Thomas by Robert Carvile his Attorney cometh & defendeth the force & injury when &c & Saith that he is in no wayes guilty of the trespass of assault battery & false imprisonment in the declaration above complained off and of this he putteth himselfe upon the Country and the plaintiff likewise Therefore it is comanded the Sheriff that he cause to come here twelve &c.

Now here at this day to wit the nineteenth day of November in the 44th yeare of the Dominion of Caecilius &c came the said John Wilson by his Attorney aforesaid & the said Thomas Oliver by his Attorney & the jurors of that jury likewise came to wit Richard Loyd Richard Ambrose James Ringold John Evans Edward Roe John Allen Joshua Doyne Richard Whitty Thomas Carvile Gerard Slye John Hollins & Vincent Atcheson who being impannelled Sumoned & sworne to say the truth in the premisses upon their Oathes doe Say The jury findes no cause of action. And for that the Court here will advise before they passe judgment the said John Wilson is committed into the custody of the Sheriff untill the morrow On which said morrow to wit the the twentieth day of November in the yeare aforesaid it is considered by the Court here that the said Thomas Oliver recover against the estate of the said John Wilson the summe of two thousand three hundred seventy five pounds of tobacco & the said John in mercy &c

Charles Calvert Esq ^r	}	John Wells late of Kent County otherwise
ag ^t		called John Wells of Kent County in the
John Wells		Province of Maryland planter was Sumōned to answer the Hon ^{ble} Charles Calvert Esq ^r in a plea that he render unto him foure thousand pounds of tobacco which to him he oweth and unjustly deteineth.

And whereupon the Hon^{ble} Charles Calvert by Vincent Lowe his Attorney Saith That whereas the said John On the eighteenth day of february Anno Domⁱ One thousand six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said John and here in Court produced whose date is the day & yeare abovewritten did bind himselfe his heirs executors adm^r & assignes to pay unto the Hon^{ble} Charles Calvert his heirs executors or certaine Attorney the just & neate quantity of foure thousand pounds of good Sound merchantable tobacco & casque upon demand p. 634

And the Said John Wells by Kenelm Cheseldyn his Attorney cometh & defendeth the force & injury when &c & prayeth liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the Same day is given to both parties.

Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c came the said Charles Calvert Esq by his Attorney aforesaid & offered himselfe against the Said John Wells in the plea aforesaid and the said John Wells in his proper person came likewise and the Said John Saith nothing in barre or avoidance of the action aforesaid of him the said Charles for that he oweth unto the said Charles the said summe of foure thousand pounds of tobacco in manner & forme as is above declared against him Therefore it is considered by the Court here that the said Charles recover against the said John Wells aswell the summe of foure thousand pounds of tobacco the debt aforesaid as also the summe of pounds of tobacco costs of Suite.

Charles Calvert Esq^r } John Wells late of Kent County otherwise
ag^t } called John Wells of Kent County in the
John Wells } Province of Maryland planer was Sum^ooned to
answer the Hon^{ble} Charles Calvert Esq^r in a
plea that he render unto him eight thousand
pounds of tobacco which to him he oweth &
unjustly deteineth.

And whereupon the Said Hon^{ble} Charles Calvert by Vincent Lowe his Attorney complaineth & Saith that whereas the said John On the eighteenth day of ffebruary Anno Dom̃ One thousand six hundred Seventy three by his certaine writeing Obligatory Sealed with the Seale of him the said John & here in Court produced whose date is the day and yeare abovewritten did bind himselfe his heirs executors adm^{rs} or assignes to pay unto the Hon^{ble} Charles Calvert his heirs execut^{rs} adm^{rs} or certaine Attorney the just & neat quantity of eight thousand pounds of good sound merchantable tobacco & caske in some convenient place in Kent or Ann Arundell County upon the tenth day of October next ensueing the date thereof Yet notwithstanding the aforesaid quantity of eight thousand pounds of tobacco the aforesaid John hath not paid according to the tenor of his Said bill but doth deny and refuse to pay the same though often thereunto required whereupon the Hon^{ble} the said Charles Saith he is

And the Said John Wells by Kenelm Cheseldyn his Attorney cometh and defendeth the force and injury when &c and prayeth liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the same day is given to both parties.

Evan Carew	} Robert Proctor late of Ann Arundell County In-
ag ^t	
Robert Proctor	holder was attached to answer unto Evan Carew of a plea of trespass upon the case.

p. 636

Liber M M aforesaid did accept of the said imployment of Bookekeeper and did upon the said last day of June aforesaid enter into the Service of him the said Robert and Kept his books and accompts & attended his Guests and that he did continue in the Said imployment & Service from the Said last day of June aforesaid till the Sixth day of february in the year of Our Lord One thousand Six hundred seventy three being in all seaven months and odd dayes which at the rate of three hundred thirtynine pounds of tobacco p month amounts in the whole to the summe of two thousand three hundred seventy three pounds of tobacco Yet not withstanding the said Robert his promise and assumption aforesaid little regarding but deviseing & fraudulently intending him the said Evan in that behalfe craftily and Subtilly to deceive & defraud the said summe of two thousand three hundred Seventy three pounds of tobacco to him the said Evan hath not paid or satisfied though often thereunto requested but the same to pay hath hitherto denyed & Still doth deny to the damage of the said Evan five thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Robert by Thomas Bland his Attorney cometh & defendeth the force & injury when &c & prayeth liberty to imparle here untill next Provinciaall Court & it is granted unto him the same day is given to both parties.

Att which said next Provinciaall Court to wit the twentieth day of November in the 44th year of the Dominion of Caecilius Came the said Evan by his Attorney aforesaid and the said Robert by his Attorney likewise came & the said Robert Saith he did not assume & promise in manner & forme as in the plaintiffs declaracōn is sett forth & thereupon he putts himselfe upon the Country & the plaintiff likewise Therefore it is Comanded the Sheriff that he cause to come here twelve &c. but before the jurors came the parties abovesaid did by consent of their Attornyes putt themselves to the judgment of the Court. Whereupon it is considered by the Court here that the said Evan recover against the said Robert Proctor the summe of two thousand pounds of tobacco damages for the trespas aforesaid & also the summe of eight hundred ninty five pounds of tobacco costs of Suite.

<p>p. 637 Roger Baker ag^t Garret Vansweringen</p>	}	<p>Garret Vansweringen late of S^t Maries County Inholder otherwise called Garret Vanswerin- gen of S^t Maries County. Gent was sum- oned to answer unto Roger Baker of a plea that he render unto him the full & just summe & quantity of Six thousand Six hundred pounds of good Sound merchantable tobacco in caske which to him he oweth & unjustly detaineth</p>
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And whereupon the said Roger by Robert Ridgely his Attorney

Saith that whereas the Said Garret the fifth day of October in the year of Our Lord One thousand Six hundred Seventy two by his certaine writeing Obligatory Sealed with the Seale of him the said Garret & here in Court produced whose date is the day and yeare aforesaid did acknowledge himselfe to be holden and firmly indebted to the said Roger in the full & just Summe or quantity of Six thousand Six hundred pounds of good Sound merchantable tobacco & casque to be paid unto the said Roger Baker or to his certaine Attorney his heirs executors adm^{rs} or assignes at some convenient place in Calvert County upon the tenth day of October next ensuing the date of the said writeing Obligatory To the which payment well and truly to be made the said Garret did bind himselfe his heirs executors & adm^{rs} firmly by those p^{rs}ents Yet the aforesaid Garret the aforesaid Six thousand Six hundred pounds of tobacco to him the said Roger according to the tenor of the same writeing Obligatory hath not paid though often demanded but the same to pay hath denyed & as yet doth deny to the damage of the said Roger tenn thousand pounds of tobacco & thereunto he bringeth his suite.

And the said Garret by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c & prayeth liberty of Speakeing hereunto untill the next Provinciaall Court & it is granted him the same day is given to both parties.

Now here at this day to wit the twentieth day of November in the 44th yeare of the Dominion of Caecilius &c Came the said Roger by his Attorney aforesaid & the said Garret by Kenelm Cheseldyn his Attorney came likewise and the said Garret Saith that as to three thousand eight hundred thirty eight pounds of tobacco part of the said Six thousand six hundred pounds of tobacco he cannot gain-say for that he oweth the same to the said Roger Therefore it is considered by the Court here that the said Roger recover against the said Garret the said Summe of three thousand eight hundred thirty eight pounds of tobacco the debt aforesaid as also the summe of five hundred thirty Six pounds of tobacco costs of Suite.

George Beckwith	} Thomas Lomax and John Llewelin late of S ^t p. 638 Maries County otherwise called Thomas Lomax of S ^t Maries County Gent and John Lewellin of the Same County were Sumōned to answer unto George Beckwith in a plea that they render unto him the summe of eighteen hundred pounds of tobacco which to him they owe & unjustly deteine.
ag ^t	
Thomas Lomax & Jn ^o Lewellin	

And whereupon the said George Beckwith by Robert Carville his Attorney Saith that whereas they the Said Thomas & John the 14th day of April in the three & fortith yeare of the Dominion of Caecilius &c Annoq³ Dom One thousand Six hundred Seventy foure by the[ir]

Liber M M certaine writeing Obligatory Sealed with the Seales of them the said Thomas and John here in Court produced whose date is the day & yeare abovewritten did acknowledge themselves holden & firmly indebted unto George Beckwith of Patuxent in the County of Calvert in the aforesaid Province Gent in the full & just quantity of eighteen hundred pounds of good Sound large bright & every way well conditioned tobacco & caske to be paid to the said George Beckwith or to his certain[e] Attorney or Attornyes execut^{rs} adm^{rs} or assignes upon all demand To which payment well & truly to be made & done they bound themselves and every of them their & every of their heirs executors & administrat^{rs} Severally and joyntly for the whole & in the whole firmly by those presents notwithstanding which the said Thomas and John the said summe of eighteen hundred pounds of tobacco to him the said George though often thereunto required hath not paid but the same to pay hitherto have and Still doe altogether deny to the damage of him the said George three thousand pounds of tobacco & thereupon he bringeth his suite.

And the said Thomas by Kenelm Cheseldyn his Attorney cometh and defendeth the force & injury when &c & prayeth liberty of Speakeing hereunto untill the next Provinciaall Court and it is granted him the Same day is given to both parties.

Now here at this day to wit the foure & twentieth day of November in the 44th yeare of the Dominion of Caecilius &c came the said George by his Attorney aforesaid & the said Thomas by his Attorney likewise came & the Said Thomas Saith that as to nine hundred pounds of tobacco part of the said eighteen hundred pounds of tobacco he cannot gainsay for that he oweth the same to the said George in manner & forme as is above declared Therefore it is considered by the Court here that the said George Beckwith recover against the said Thomas Lomax the said Summe of nine hundred pounds of tobacco the debt aforesaid as also the summe of Six hundred thirty five pounds of tobacco for his costs & charges in this behalfe laid Out & expended & the said Thomas Lomax in mercy.

November 23th 1675.

p. 639 Came Kenelm Cheseldyn One of the Attornyes of this Court and moves the Court here that he hath Severall bills to file against John Quigley One of the Attornyes here which may be comprized in One so that the said John Quigley take no advantage thereby whereupon it is Ordered that no advantage thereupon be taken by the said John Quigley.

November 24th 1675

Then was Peter Eure of S^t Maries County Gent admitted & sworne one of the Attornyes of this Court.

John Quigley } the def^{ts} Attorney moves the Court here the foure & Liber M M
 ag^t } twentieth of November in the yeare aforesaid that
 Marke Cordea } George Charlsworth one of his materiall evidences
 in this case being crazy and probably may not be
 liveing to give evidence at the tryall it is granted by
 consent of the plaintiff that his deposition be taken in writeing and
 shall be evidence at the tryall of this cause.

Benj^a Cowell } Whereas Benjamin Cowell the Sixteenth day of
 ag^t } April in the 40th yeare of the Dominion of
 Rich: Tilghman } Caecilius &c obtained judgment against Richard
 Tilghman of Talbott County for twenty thousand
 pounds of tobacco Now here at this day to witt
 the two & twentieth day of November Anno Domⁱ 1675 Came Kenelm
 Cheseldyn Attorney for the plaintiff and acknowledged Satisfaction
 upon the said judgm^t.

Richard Speed } Memorandum that heretofore to wit the ninth
 ag^t } day of february in the 43th yeare of the Domin-
 Edward Erbery & } ion of Caecilius &c the Sheriff of Charles County
 Comp^a } maketh returne. By virtue of a writt of attach-
 ment beareing date the 14th of December 1674

I have attached Severall quantities of tobacco in the hands of Sev-
 erall persons amounting in the whole to the summe of fiteene thou-
 sand One hundred twenty two pounds of tobacco. Whereupon it
 is granted by the Court here that Scire facias issue to the Said Sher-
 iff that he make Knowne to the Severall persons in whose hands
 the said tobacco remaineth that they be & appeare here to show cause
 if any they have why execution for the Same should not issue.

Nouber the 16th 1675

Upon the petition of John Miles that he hath made a Cropp of
 tobacco at W^m Kings & for the debt of the said King execution is
 Levyed upon all his tobacco. The Said King acknowledged in Open
 Court that the Petitioner is to have a third part of the Cropp.

APPENDIX

APPENDIX

as y^e plf . . . And the County . . . Co^{ll} Nath: Vtye de . . . Liber P.C.R.
 M^r Edward Lloyd . . . M^r Baker Broo[ke] . . . M^r Thomas p. 315
 Gerar[d] . . . Cap^t Will^m Stone. . . Govern^r th . . . D^r Luke
 Barber . . . in his verdict . . . The judgm^t of y^e . . . S^t Maries
 County . . . letter thereof. Th . . . Ordered therefore . . . Where-
 uppon y^e dec^d[?] . . . warr^t to y^e She[riff] . . . Sheriffe

y^e Court doth . . . bee Arbitrat^{rs} in this . . . [a]gree not those p. 316
 two Arbitrato^{rs} are to . . . Order that they putt a finall deter . . .
 [som]etime before the fiveteenth day of Nov . . . parties to stand
 to their Arbitraōn.

Bennett arrested or Summoned Thomas . . . of y^e Councell of this
 Province to this . . . Thomas Bennett not appearing eyther . . .
 according to summons. And . . . rt. M^r Gerard thereuppon craves
 a . . . demands ffive hund^d pownds of Tob . . . w^{ch} was allso
 graunted & allowed by

To the hon^{ble} the Gouverno^r & Councell &c:

p. 317

The humble Petⁿ of Thomas Mathews Attorney of M^r Rich Couell
 of London. Sheweth

That whereas there was an Agrem^t betweene M^r Couell &
 M^r Batten for y^e ualue of One hund^d & six pownds, Seauen shillings
 & eleuen pence sterl. w^{ch} y^e s^d M^r Batten was to make present paym^t
 for in Tob att 2^d per pownd. All w^{ch} wth a Case of drams att 200^t
 the whole summe comes to 12967^t of Tob in Cask. And hee only
 payd of it 9492^t. And the Agreem^t was That if y^e s^d M^r Batten
 should not make paym^t of all y^e Tob, w^{ch} y^e s^d summe should amount
 to, That then hee should returne soe much of the goods back againe
 in kind, as should pay for y^e Tob, that should bee behind. Now soe
 it is that there is behind 3475^t of Tob not payd, nor any other Con-
 sideracōn gyuen. Neyther in deed had M^r Batten att y^t time any
 more Tob, y^t was good to pay. Whereuppon M^r Batten causeth
 M^r Couell to bee arrested in an accōn of y^e Case about a man seru^t,
 sold some yeares formerly by M^r Couell to M^r Batten. w^{ch} was
 nothing consistant to this Agreem^t or summe of Tob. But only y^t
 M^r Batten was pleased to make this an occasion for to bee a stop,
 y^t hee might not make paym^t of any more Tob att present. And
 the ship being ready to goe, the yeare being late, & his Seamen grow-
 ing Sick, could not stay to answer M^r Battens suite, but appoynted
 mee his Attorney to answer in his behalfe. W^{ch} I did. And accord-
 ing to M^r Battens request, w^{ch} was only for security concerning
 that man serv^t formerly sold. I gaue him such security as hee

Liber P.C.R. accepted on. And then I demanded y^e debt w^{ch} was 3475^l, w^{ch} was behind unpayd. And hee hauing not then Tob to pay mee, but tould mee hereafter hee would pay mee. And I fearing least hee should stay mee soe long, y^t hee might claime y^e benefitt of y^e Act, I caused M^r Gwyther to arrest him, for to hold up the debt. Where-uppon M^r Batten getts an Attatchm^t & attatches 3000^l Tob in his owne hands. A fine way to pay Debts. Soe yo^r Pet^r humbly desyres, y^t yo^u will bee pleased to consider y^t this Tob should haue bene payd y^t yeare, w^{ch} M^r Couell went home. Soe y^t wee haue beene outed of Our Tob this two yeares. And y^t there is a man seru^t w^{ch} is in part of this 3475^l . . . M^r Batten two Crops, &, wee haue receaued noe . . . for him as yett.

p. 318 Soe humbly I . . . y^e premises into . . . consideraōn . . . dammage, Costs of Suite & Consideraōn, & consideraōn for the two yeares seruice of y^e seru^t.

& yo^r Pet^r shall pray. &c:

M^r Battens Attorney being called, & not appearing att this Court :
& M^r Couells Attorney being absent likewise, as he sheweth by his letter. Ordered this Cause bee Respited till next Prouinciall Court.

To the hon^{ble} the Leuitent of Maryland

I Nicholas Gwyther Shereife of &c: In Compliance & Obedience to a writt directed to mee dated y^e 3^d of May 1659. & Signed by y^e Leiut^t of this Prouince, haue Warned Twelue men as I am commanded in y^e s^d writt. who being Conueaned att Nangemy uppon y^e Land of Cap^t Lewis Deceased. An ueiwing y^e s^d Land, & other Commodities thereof, Doe apprayse y^e same att One hund^d fforty & ffiue pownds of Tob yearely. W^{ch} s^d Land att that rate extended, will in Ninety nine yeares make up y^e summe of fourteene Thow-sand three hund^d fifty & fiue pownds of Tob. Wittnes my hand & Seale, & y^e hands & Seales of all the rest, who are Apprayers thereof. the 7th of May 1659.

Nicholas Gwyther Sheriffe

Thomas Lomax.

Robert Robins.

John Webb.

Richard Granger.

Edmond + Lindsey

Alexander A Simsons

Robert X Troope

John X Cane.

Thomas T Baker

Daniel @ Gowodon

John 3 Williams

John O Neuill.

Signed & Sealed by all
Seuerally.

Whereas att a Prouinciall Court held for this Province on y^e 6th day of Octob^r 1658. It was then Ordered That y^e Land belonging to Cap^t Will^m Lewis Deceased att Nangemy in Patowmeck Riuer should be extended, soe far forth, as to pay y^e Cred^{rs} to y^t Estate. And y^t y^e Cred^{rs} bee y^e Apprayers of y^e s^d Land. as by y^e s^d Order of Court doth appeare. And whereas likewise att a Court held y^e 10th day of March last The Cred^{rs} to y^t Estate Petitioned that Court that y^e s^d land may be fortwth extended, & apprayed, to satisfy their respectiue . . . Prescott merch^t haue y^e refusall of y^e sayd Land . . . Whereupon It was then Ordered, according . . . bee apprayed. And writt of Extent gyuen to y^e sheriffe according to y^e s^d Order. And is now returned by him att this Court.

Att y^e reading of w^{ch} Returne of y^e Sheriffe, some one of y^e Cred^{rs} to that Estate, informe y^e Board (being present in Court) That y^e Land was apprayed att to low a vale. Wherefore the Court thought fitt (to satisfy all what might bee alleaged) to declare, & sell y^e same att an Outcry. p. 319

Whereuppon Proclamaōn was made by the Sheriffe, Shewing how y^t y^e Land belonging to Cap^t Will^m Lewis att Nangemy Deceased, was extended & apprayed att 14355^l Tob. for 99 yeares. And if any One will giue more for y^e s^d Land, then what It is allready apprayed att Lett him now appeare, & declare soe much to y^e Board.

And noe one appearing.

It is Ordered uppon y^e Petⁿ of y^e Cred^{rs} That Edward Prescott merch^t enioy y^e s^d Land, according to y^e Extent Returned by y^e Sheriffe for Ninety Nine yeares. Hee putting in Security to y^e Court for y^e paym^t of ffourteene thowsand three hund^d fifty fvee pownds of Tob. To bee proportionably allowed amongst y^e Cred^{rs} by y^e Secretary according to the Claymes allready Exhibited & allowed. And it is further Ordered that M^r Secretary in y^e behalfe of y^e L^d Proprietary & y^e Cred^{rs} for y^e Consideraōn afore mentioned, Demise & Graunt unto ye s^d Edward Prescott his heyres & assignes All y^e s^d Land, according to y^e Certificate thereof Returned into y^e Office. To haue & to hold to him his heyres & Assignes, for Ninety Nine yeares, by y^e Rent reserued according to Condicōn of Plantaōn to y^e Lord Proprietary only. Wth warranty agst any former Graunt, Extent, Mortgage, or any claime of Dower Joynture, tytle of Dower, or any other claime or incumbrance whatsoeu^r, w^{ch} any manner of person now hath or att any time hereafter during y^e s^d tearme of Ninety Nine yeares may haue or pretend to haue unto y^e s^d Land, or any part thereof. And that y^e s^d Leafe soe graunted shall bee as firme & authentick to all intents & purposes in Law (for y^e s^d tearme of Ninety nine yeares) as any other Graunt w^{ch} is made to any person wthin this Prouince. And lastly It is Ordered, That M^r Secretarys Order to y^e s^d Edward Prescott for y^e paym^t of y^e Tob togeather wth Receipts indorsed uppon y^e s^d Order by y^e Seuerall Cred^{rs} shall bee his sufficient discharge for y^e same.

Liber P. C. R. Uppon motion made in Court. whither Mr George Goodrick Ad-
ministrato^r to Cap^t Will^m Lewis Estate, shall haue his whole Claime
of ffue thowsand pownds of Tob payd him, according to [o]rder
of Court 6th Octob. 1658. or to bee allowed Proportionally amon
. . . [C]red^{rs}.

And it being alleaged y^t . . . (if not all) of that Clayme was
for ffees, & dyett expend^d . . . & other Courts of this Province

p. 320 To the hon^{ble} the Goueno^r & Councell.

The humble Pet^a of John Norwood Sheweth.

That whereas there are seuerall summes of Tob due unto yo^r Pet^r
for the apprehending & imprisoning of Certaine persons called
Quakers, besides the great paynes & trouble w^{ch} yo^r Pet^r hath under-
gone, & y^e great losse & hinderance w^{ch} hee hath susteyned in his owne
private occasions for w^{ch} as yett hee hath receaued noe satisfaction

May it please therefore yo^r hon^{rs} to take y^e premises into yo^r
serious Consideraōns, that there may bee a way propounded
wherby yo^r Pet^r may haue some releife & satisfaction according
as yo^r hon^{rs} shall thinke fitt And yo^r Pet^r as in dutie bound
shall pray &c:

Ordered that this Pet^a be referred to Graff Assembly.

Uppon motion of his L^{ps} Receiuer Generall. for an Attatchm^t
agst the Estate of Cap^t Miles Cooke, who denyed to pay or satisfy
the accustomed duties according to Act of Assembly.

Ordered y^t hee haue Attatchm^t for three thowsand pownds of
Tob according to y^e Act. & also for Eleuen pownds, thirteene
shillings foure pence sterl.

Whereas Cap^t Sampson Wavring & James Veitch tooke out At-
tatchm^t agst y^e Estate of Cap^t Will^m Mitchell deceased. Returneable
this Court And y^e Court being ready to breake up, & wth y^e consent
of y^e p^{fs}. It is Ordered that y^e Attatchm^t bee continued: & y^e Cause
Respited till the next Prouinciall Court.

Court dissolued by y^e Gouerno^r

And appoynted y^e next Provinciall Court to bee held att New
Towne on S^t Maries County one y^e last Tuesday in y^e month of
ffebuary following. (Viz) 28th of ffeb.

p. 321
Octob^r 9th Exequūon issued to y^e Sheriffe of Kent County att y^e instances
of Thomas Ringhould agst y^e Estate of Joseph Wicks ffor Charges
being Costs of Suite in y^t accōn. fol. 237. / To y^e Clk. . . 170
exqⁿ writt 023.

Richard Grymes demands warr^t ag^t Arthure wright in an accōn of Debt. Liber P.C.R.
Nouemb^r
19th

War^t to y^e Sheriffe of St Maries or Charles County or eyther of them to arrest &c: Ret next Prou: Court to bee held att New-Towne in St Maries County 28th ffebruary next.

Anne Hamond on behalfe of her husband John Hammond demands war^t ag^t M^{rs} Anne Tilney Exequutrix to Richard Hotchkeys deceased.

War^t to y^e Sheriffe of St Maries County to arrest &c: Ret next Prouinciall Court 28th ffeb. next ut suprà.

To all men to whome these presents shall come. I Philip Land of St Maries, in y^e Prouince of Maryland send greeting in Our Lord God Euerlasting. Know yee y^t whereas there was a Plantaōn belonging to the Estate of John Wheatlie sould to me y^e s^d Philip Land by the Executo^{rs} of y^e s^d John Wheatlie, for y^e summe of fifteene hundred weight of Tob. ffor y^e true paym^t whereof I y^e s^d Philip Land did bind ouer One seruant named Anthony Crowder as Security. And whereas y^e s^d Tob is yett unpayd for w^{ch} y^e s^d Anthony Crowder stood bownd as afores^d. And whereas M^r Richard Wilan one of y^e Executo^{rs} of y^e s^d John Wheatlie hath declared himselfe willing to take the sayd Land againe for y^e use of y^e Orphans of y^e s^d Wheatlie, & to discharge me y^e s^d Philip from y^e s^d fueteene hund^d pownds of Tob. in case I would bind ouer the s^d Anthony Crowder as security for y^e paym^t of Seauen hund^d pownds of Tob to y^e Executo^{rs} aforesd. W^{ch} s^d seauen hund^d pownds of Tob I y^e s^d Philip receaued for y^e Rent of y^e aforesd Plantaōn during y^e time it was in y^e posesⁿ of me y^e s^d Philip. Now Know yee y^t I y^e s^d Philip Land doe hereby assigne back all my Right & tittle to y^e s^d Plantaōn afores^d, unto y^e Executo^{rs} of y^e s^d Wheatlie, & doe allso by these presents firmly bind ouer y^e s^d Anthony Crowder as security for y^e true paym^t of ye s^d Seauen hund^d pownds of Tob. soe receaued as aforesd. In wittnes whereof I y^e s^d Philip Land haue hereunto sett my hand y^e Sixteenth day of Nouemb^r 1659

Signed in y^e presence of
Peter Bath
Henry Heylyn.

The marke of
f
Philip Land.

Wrift of Scire facias issued ag^t John Pott for 400 f Tob. due Decemb^r 2^d to Basill Little. M^r John Harrise of . . . merch^t being y^e s^d Littles admi^{strato}r or Attorney. And . . . of M^r Henry Coursey hee being Attorney to y^e s^d Jo[hⁿ] . . . Ret next Prou: Court & . . .

Richard Wright demands warr^t ag^t Richard Lee, accōn debt p. 322
War^t to y^e Sheriffe of Caluert County to arrest, &c: Ret next Prouinciall Court 28th ffeb. next

Liber P.C.R. John Reade demands warr^t agst George Reade in an acc^{on} Trespasse.

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret next Prouinciall Court 28th ffeb. next ut supra.

Summons to Idem Sheriffe pro John Bogue & Peter Joy, to testify in ditt. 500^l Tob. each &c: P p^{lf}.

Summons to id. Sheriffe M^r Hen: Coursey. P G. Reade.

Writt of Exeqⁿ issued to y^e Sheriffe of Caluert County agst the Estate of John Cornelius, att y^e request of Aäron Jacobson for 600^l Tob. prout folio 123. To the Cl^k—47^l.

Writt of Exeqⁿ issued to y^e Sheriffe of Caluert County agst the Estate of Michäel Bayley, att y^e request of Josias ffendall Esq^r for 1200^l Tob. according to Order prout fol. 206. To y^e Cl^k—71^l.

Writt of Scire facias issued to y^e Sheriffe of Caluert County agst Philip Harwood for 717^l Tob. wth forbearance for one yeare & Costs of Suite, att y^e demand of Will^m Barrett. (M^r Michaël Brookes being y^e s^d Barretts Attorney) Ret. next Prouinciall Court att Newtowne 28 ffeb. ut suprà.

Walter Pakes demands warr^t agst Cap^t Sampson Waring in an acc^{on} of Case of 600^l Tob.

War^t to y^e Sheriffe of S^t Maries County to arrest &c: Ret next Prouinciall Court att New Towne 28 ffeb. ut suprà.

Decemb^r 3^d Thomas Manning demands war^t agst Michaël Brookes in an acc^{on} of Debt of 400^l Tob. wth 9 yeares forbearance.

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret. next Prouinciall Court att New Towne 28 ffeb. ut suprà.

Writt of Exeqⁿ issued to y^e Sheriffe of S^t Maries County agst y^e Estate of Will^m Boreman att y^e request of John "Chareman ffor Costs of Suite, & Clerks & Sheriffs ffees, w^{ch} y^e s^d Boreman denyeth to satisfy, as y^e s^d Chereman allegeth. according to an order of Court had 6th Octobr 1658th. prout fol. 113.

Viz To the Clerke..... 271

To the Sheriffe.... 185.

. . . James }
. . . endance } 300

756

p. 323 Know all men by these presents y^t I Will^m Marshall doe assigne ouer all my Right & tyle of an Order of Court obteyned by y^e afsd

Marshall against Emperour Smith; W^{ch} Order I doe assigne ouer Liber P.C.R.
unto James Veitch, wth Court Charges. Wittnes my hand this 29th
of Aprill 1658.

Test
Geo: Newman.

W^m  Marshall
his marke.

On y^e other side it followeth.

Know all men by these p^rnts y^t I James Veitch doe acknowledge
to haue receaued full satisfaction of Empero^r Smith of this Order
of Court. Wittnes my hand this 21th of January 1618.

Test. Ja Conaway. James Veitch.

Know all men by these p^rnts that I John Hussey of Harby in
y^e County of Lincolne Clarke am held firmly bownd to Thomas
Hussey merch^t, Sonne of y^e s^d John in Two hund^d pownds of lawfull
money of England. To bee payd to y^e s^d Thomas, or to his Certaine
Attorney, his Executo^{rs} or Admⁱstrato^{rs}. To y^e w^{ch} paym^t well &
truly to bee made I bind mee my heyrrer, Executo^{rs} and Admⁱstrato^{rs}
firmely by these presents. Sealed wth my Seale, dated the Eight day
of Septemb^r in y^e yeare of Our Lord God, according to y^e com-
putaōn used in England, One Thowsand Six hund^d fifty & Six.

The Condition of this Obligaōn is such. That if the heyres,
Executo^{rs} Admⁱstrato^{rs} or Assignes of y^e aboues^d John Hussey,
shall well & truly pay or cause to bee payd unto y^e aboue named
Thomas Hussey, his Executo^{rs} Admⁱstrato^{rs} or Assignes the Summe
of One hund^d pownds of lawfull money of England wthin three
months next after the Death of y^e s^d John Hussey, if hee y^e s^d
Thomas Hussey, or any Child, or Children of his Body lawfully to
be begotten shall bee then liuing. Then this present Obligaōn to bee
uoyd: or else to remaine in force and virtue.

Signed, sealed & deliuered

Signed John Hussey

in the presence of us

Locus  Sigilli.

Thomas Sturges

George Done

W^m Reade } his seruants.

This is a True Copp[y] . . .

me, & desyred to be . . .

hee intending to . . .

& as such . . .

Robert Lloyd demands warr^t agst Daniel Hutt in an acōn Case. p. 324

War^t to y^e Sheriffe of Charles County to arrest &c: Ret next
Prouinciall Court, att Newtowne 28th of feb. ut suprà.

Samuel Parker aged 25 yeares or thereabouts Sworne & examined
att y^e request of John Butteris sayeth, That hee was att work att

Sworne before mee.
y^e 15th of Octob^r 1659
Josias ffendall.

Samuel Packer.

Decemb 7th
S^t Maries
County

Command Henry Ellery & Elizabeth his Wife to hold plea to Will^m Watts in an accōn of Couent^t of a Parcell of Land of One hund^d Acres adioyning to his L^{ps} manno^r of West S^t Maries on y^e West Side of S^t Georges Riuer. Being y^e halfe of Two hund^d Acres mentioned in a Patent graunted to Philip West bearing date ye 3^d of August 1640, & Signed by Leonard Caluert Esq^r Gouverno^r of this Prouince under y^e Right hon^{ble} y^e L^d Proprietary thereof. Which Pattent is since come to bee y^e Right of y^e s^d Henry Ellery by marrying the s^d Elizabeth, the Relict of Will^m Stephenson deceased.

Philip Caluert.

And y^e finall Concord betweene y^e forenamed parties is, That y^e s^d hun^d Acres (wth all y^e edifices thereon) Beginning & Lying on y^e Sowth East side of a Runne called y^e dividing Runne, & soe running northwest with Crany Creeke be conueyed to him the s^d Will^m Watt (who marryed one of y^e Daughters of y^e s^d Will^m Stephenson & Elizabeth afores^d) & y^e same to enioy to him his Heyres & assignes for euer.

Att a Prouinciall Court holden att y^e Resurrection
manno^r in Caluert County this 12th of Decemb^r
1659. [Philip Caluert Esq^r Secr^y [

1659. { Philip Caluert Esq^r Secr^y {
 . . . ffendall Esq^r Gouverno^r { M^r Baker Brooke { Councill^{rs}

p. 325 . . . Order passed this Court on y^e 7th of Octob^r last . . . as Cornewaleys pft, & y^e Estate of Cap^t William . . . by it is Ordered y^t a Certaine Attatchm^t uppon . . . ell, the s^d Thomas Cornewaleys sayd, should bee referred to y^e County Court for y^e County of S^t Maries. There uppon prooffe of y^e s^d Debt to receiue Judgm^t. And whereas y^e s^d Court for want of power in the Attorney then appearing, haue not Ordered any thing in y^e s^d busines. Vppon sight of a Bill signed by y^e s^d Mitchell for Eight hund^d & sixty pownds of Tob, dated y^e 15th of August 1658. & underwritten more due uppon y^e abouesd fifty pownds of Tob & Cask. And againe more due since the Bill by Thomas Tunnell, Two yards of Spanish Cloath Three hund^d & Eight pownds. & subscribed Will^m Mitchell.

The Court doe Judge That y^e Tob attatched in y^e hands of John

Bateman merch^t (as in y^e foresd Order) be deliuered to y^e sd Cap^t Liber P.C.R.
Thomas Cornewaleys in part of Satisfaction for y^e Seuerall Summes
of Tob. soe due as aforesd.

Know all men by these p^{nts}, That it is Conditioned, concluded, &
accorded Between Humphrey Howell of y^e one party, & Nicholas
White of y^e other party. Whereas there was a Stock of Cattle left
by Will^m Olyuer now deceased. It is by consent of both parties
equally diuided by M^r Mee, & John Nicholls made choyce of as
Vmpires. The Cattle being in number seauen Cowes & Three yeare-
ling heifers. Whereof there is by this Agreem^t belonging unto y^e s^d
Humphrey Howell fflower Cowes named Old Dazie, Mopus, Browne
Dazie, young Browning for y^e one party. Likewise belonging unto
y^e s^d Nicholas White Three Cowes & Two yearelings. His part of
Cowes being named Old Cherry, young Cherry, Black Dazie. The
Third heifer belonging to both parties, The Rights thereof being
gyuen to Ellinor White, the Child of y^e s^d Nicholas White. All
the Cattle being nominated, & of one proper marke Being all Cropt
of y^e left eare, & Two Notches under y^e Right eare. In wittnes
whereof I Nicholas White doe by these p^{nts} acquitt & disclayme all
my Right, Tytle or interest of y^e s^d Cattle aboue nominated, being
fflower Cowes belonging to his share as aboue mentioned, being y^e
s^d Humphrey Howells his & for his heyres for euer. In Wittnes
whereof I haue hereunto sett my hand & Seale this 26th day of
January A^o 1658.

Sealed subscribed & deliuered

in the presence of
George **G M** Mee
his marke
John **H H** Nicholls
his marke

Nicholas Whyte

Locus **xc** Sigilli.

Know all men by these presents, that I Will^m Allen of London p. 326
merch^t haue assigned, ordained & made: & in my steed & place by
these p^{nts} putt & constituted my Sonne in Law Gilbert Metcalfe
of London Merch^t my true & lawfull Deputy & Attorney. ffor mee
& in my name & to my use & behoofe to Aske, demand, leuy, sue
for, recouer & recieue of all & euery person or persons whatsoever
inhabiting or residing in any part of Virginia & Maryland in parts
beyound y^e Seas or eyther of them (except the Inhabitants adiacent
to or nere James Riuer) all such summe & sumes of money, debts,
duties claymes & demands whatsoever as they or any of them doe
owe & are indebted unto mee by Bond, Bill, Specialty, accompt, con-
tract, or agreem^t or otherwise howsoeu^r. Gyuing & by these p^{nts}
granting unto my s^d Attorney full & lawfull interest & authority to
& in y^e p^rmises the s^d p^rsons to mee indebted or any of them their
Executo^{rs} Admistrators & goods for default delay or refusall of

Liber P.C.R. paym^t of y^e s^d moneys, debts, duties, claimes & demands by them respectively to me owing, to sue, pursue, arreast, attach, implead, imprison & condemne untill satisfaction shall be giuen. And to receaue compownd & agree & uppon Receipt, composition or agreem^t for me & in my name to acquitt, release & discharge: One Attorney or more under him to substitute & y^e same att his pleasure to reuoke And generally to doe, Execute & p^rforme all & whatsoever further or other Act or Acts thing or things shall bee meete & requisite, to bee done in or about y^e p^rmises, in as large ample & effectuell manner & forme to all intents & purposes as my selfe might or could doe, if I were then & there present, & did y^e same personally. Ratifying & by these p^rnts confirming all & whatsoever my s^d Attorney shall lawfully doe, or cause to be done for & concerning the Recouery & Receipt of the p^rmises by virtue of these p^rnts. In wittnes whereof I y^e sd Will^m Allen haue hereunto sett my hand & Seale. dated y^e 7th day of July in the yeare of o^r Lord God, according to y^e accompt used in England 1659

Sealed & deliuer^d after y^e interlyning of y^e words (adiacent to or neare) & y^e blotting out y^e words betweene Inhabitants & mee in y^e Eight line. & the blotting out y^e words betweene Riuer & all such, in y^e ninth line. in y^e p^rsence of

Will^m Allen
Locus + Sigilli.

John Alfor[d?]	} his seruants
Will ^m Braxton	
John Bargeman	
Row: Pla . . .	
Will. Mim . . .	
Robert . . .	

p. 327 Know all men by these p^rnts that I Gilbert Metcalfe of London march^t & now resident in Piankatanke Riuer in Virginia haue by uertue of a letter of Attorney & power gyuen me therein, by M^r Will^m Allen of London merch^t bearing date y^e 7th day of July 1659, assigned ordained & made, & in my place & Steede by these p^rnts putt & constituted my seruant Richard Young my true & lawfull Attorney and dep^uty, to aske, demand, leuy, sue for, recover & receiue of all & euery person & persons whatsoeu^r inhabiting or residing in any part of Virginia or Maryland, or eyther of them, to y^e sole use & behoofe of M^r Will^m Allen of London Merch^t, all such summe & sumes of money Tob, Bills, debts, duties claimes & demands as they or any of them doe owe & are indebted unto y^s s^d M^r Will^m Allen by bond, bill, specialty, accompt, contract or agreem^t or otherwise howsoeu^r. Gyuing and by these p^rnts granting unto my s^d Attorney full & lawfull interest & authority to & in y^e p^rmises, the s^d persons indebted to y^e s^d M^r Will^m Allen or any of them their Executo^{rs} Admⁱstrato^{rs} & goods for default, delay or refusall

of paym^t of y^e s^d su^me or su^mes of money, debts, duties claimes & Liber P.C.R.
demands by them respectiue to me owing (that is to say to M^r Will^m
Allen owing) to sue, pursue, arreast, attatch, impleade, imprison &
condemne, untill satisfaction shall be giuen. And to receaue com-
pownd, & agree; & uppon receipt, composition, or agreem^t, for &
in the behalfe of M^r Will^m Allen to acquitt, release & discharge, &
generally to doe execute & p^rforme all & whatsoeuer further or other
Act or Acts thing or things shall bee meete & requisite to be done
in and about y^e p^rmisses in as large, ample, & effectuell manner &
forme to all intents & purposes, as if M^r Will^m Allen or my selfe
might or could doe if hee or I were there & then p^rnt, & did y^e same
p^rsonally. Ratifying & by these p^rnts confirming all & whatsoeur
my s^d Attorney shall lawfully doe or cause to be done for & con-
cerning the Receipt of y^e premises by uertue of these p^rnts. In
wittnes whereof I y^e s^d Gilbert Metcalfe haue hereunto sett my
hand & Seale. dated the Twenty ffowrth day of Nouemb^r in y^e
yeare of Our Lord God, according to y^e accompt used in England
1659.

Sealed & Deliuered in y^e p^rnce of

Edw: Wyatt

Gilbert Metcalfe

Edm: Berkeley

John Lewling

Locus ✠ Sigilli.

Edward Prescott demands warr^t agst John Walton in an acc^{on} of p. 328
Case. to y^e valew of 6000^t Tob. January 10th

War^t to y^e Sheriffe of Charles County to arrest &c: Ret Prou:
Court att Newtowne 28th of ffeb. next. ut suprà.

John Shirtcliffe demands war^t agst John Walton. Acc^{on} Case.

War^t to y^e Sheriffe of Charles County to arreast &c: Ret next
Prou: Court 28th ffeb. ut suprà.

Jacob Lumbrozo demands war^t agst Rich: Smith. acc^{on} defam^{on}.

Warr^t to y^e Sheriffe of Caluert County to arrest &c: Ret. next
Prou: Court 28th ffeb. ut suprà.

Jacob Lumbrozo demands warr^t agst Richard Smith, in an acc^{on}
of assault & Battery.

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret. next
Prou. Court att Newtowne 28 ffeb.

William Whitle demands warr^t agst Cap^t John Horne acc^{on} Case.

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret. next
Prouinciall Court 28 feb. ut suprà.

Liber P. C. R. Luke Barber Esq^r demands war^t agst M^r Henry Coursey in an
January 16th acc^{on} sup^r Case

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret. next
Prouinciall Court 28 feb. ut suprà.

Summons issued eod die to M^r Rob^t Clearke & M^r Henry
Coursey according to Order last Prouinciall Court, to testify
inter John Batemā merch p^{rf} & Rob^t Patrickson deft. &c:

January 17th Thomas Seamour demands war^t agst Michaël Bayley. acc^{on}
slaunder

War^t to y^e Sheriffe of Caluert County to arrest &c: Ret next
Prou: Court 28^o ffeb. ut suprà.

January 19th Writt of Exeqⁿ issued to y^e Sheriffe of Caluert County agst y^e
Body of Rob^t Harwood for 1350^l Tob. according to order of Court
25th ffebruary last. & Costs of suite prou^t fol. 180.

Costs are To y^e Clerke 70^l Tob.
To y^e Sheriffe 15

January 20th Thomas Man . . . [d]emands warr^t agst Thomas Cole, Admⁿis-
trato^r of y^e Estate . . . Simkin Deceased. Acc^{on} sup^r Case.

p. 329 war^t to y^e Sheriffe of Anarundell County to arrest &c: Ret
Prouinciall Court to bee holden att New Towne 28 ffeb. next

John Billingsley (p^r Attornā Thomas Manning) demands war^t
agst Joseph Wicke. in an acc^{on} of Debt of 1200^l Tob. wth forbear-
ance, or 6 yeares interest.

War^t to y^e Sheriffe of Kent County to arrest &c: Ret next
Prou: Court 28th ffeb. ut suprà.

Nicholas Morris (p^r Attornā Symon Ouerzee) demands war^t agst
Gregory Murrell in an acc^{on} of Case, to y^e ualew of 5000^l Tob.

War^t to y^e Sheriffe of Kent County to arrest &c: Ret next
Prouin: Court 28th ffeb. ut suprà.

Cap^t Thomas Harwood demands war^t agst Henry Woolchurch ac-
c^{on} debt.

War^t to y^e Sheriffe of Anarundell County to arrest &c: Ret.
next Prou: Court 28th ffeb. ut suprà.

January 23th Cap^t Samuel Tilghman demands out of y^e Estate of Thomas
Belcher deceased 2500^l Tob. & Cask. And enters his Caueat agst
y^e Executo^r or Admⁿistrato^r of y^e s^d Estate for that summe.

Nouemb^r 1. 1659.

Command John Jarbò, & Mary his Wife to hold plea to John Neuell in an accōn of Couen^t & bargaine of Three hundred Acres of Land, Lying att Portoback in Charles County, on the North side of Thomas Bakers Land.

Liber P. C. R.
Charles
County

Will^m Euans.

And y^e finall Concord betweene y^e s^d parties is, y^t y^e foresd Three hund^d Acres, Lying att Portoback, hee y^e s^d John Neuell shall quietly & peaceably enioy to him & his heyres for euer.

To all to whom these p^rnts shall come. Wee George Beckwith of Caluert County in the Province of Maryland Plant^r & ffrancis his Wife y^e late Daughter of Nicholas Haruey of y^e Prouince afores^d deceased send Greeting. Know yee y^t wee y^e s^d George & ffrancis Beckwith for a ualuable consideracōn to us allready payd haue gyuen, graunted, bargained, sold, assigned, & sett ouer. And by these p^rnts doe for us & eyther [of u]s our or eyther of Our heyres, fully, freely, & absolutely . . . bargain sell [assigne & sett] ouer unto Emperour Smith, and Abdolo Martin, of y^e County & Prouince aboues^d, all our right, title, interest, claime & demand whatsoever of in & to one parcell of Land, scituate, lying & being on y^e South side of Patux^t Riuer by y^e back Creeke, being surueyed & layd out for One hund^d sixty fiue Acres more or lesse. To haue & to hold y^e s^d Land wth all Timber trees, & all other rights members priuiledges, & ap- purtenances whatsoever thereunto belonging unto y^e s^d Empero^r Smith & Abdolo Martin, their & eyther of their heyres for euer. With warranty agst us y^e s^d George and ffrancis Beckwith our, & eyther of Our heyres, or any other persons y^t shall or may by from, or under us, or eyther of us or any other way whatsoever claime any right, tytle, or interest thereunto. In wittnes whereof Wee haue hereunto sett our hands, & affixed our Seales this 8th of ffebruary Anō Dñ 1658.

George &
ffrancis
Beckwith ac-
knowledge
a final re-
covery of
this Land in
open Court
W^m Bretton.

p. 330

Signed, Sealed, & Deliuered
in the p^rnce of us
Henry Heylin.
James Barhem.

George Beckwith
se + ale.
The marke of
ffrancis X Beckwith
Se + ale.

Cap^t Sampson Waring dd̄s war^t agst John Waghop, accōn Tres- passe to y^e valew of 1000^t Tob.

War^t to y^e Sheriffe of S^t Maries County to arrest & c: Ret. next Prouinciall Court 28th ffeb. ut suprā.

Summons to Id. Sheriffe to warne Robert Kedger & James Veitch to testify in ditt. sub. pen. 500^t pd Waring.

Liber P. C. R.

Summons item to Id. Sheriffe to warne Robert Cornish, George Mackall, & Will^m Watts to testify in ditt. sub pœn 500^l Tob. p^r Waghop.

Richard Banks dd̄s war^t aḡst M^r Symon Ouerzee. Accōn Case.
War^t to y^e Sheriffe of S^t Maries County to arrest &c: Ret. next Prouinciall Court 28th ffeb. ut suprā.

Summons to sd Sheriffe to warne Randall Hanson & Hanah Llowell to testify in ditt. sub. pen. 500^l. Tob each.

Martin Kirk dd̄s warr^t aḡst John Hill. accōn Case.
War^t to y^e Sheriffe S^t Maries County to arrest &c: Ret. next Pr . . . nciall Court 28th ffeb. ut suprā.

p. 331 Emperour Smith dd̄s war^t aḡst Vincent Attchison. Accōn Debt to y^e valew of 700^l Tob.
war^t to y^e Sheriffe of S^t maries County to arrest &c: Ret. next Prou: Court 28th ffeb.

William Lawrence dd̄s war^t aḡst Symon Ouerzee Accōn Case.
war^t to y^e Sheriffe of S^t Maries County to arrest &c: Ret next Prouinciall Court 28th ffeb. ut suprā.

George Wade (p^r Attornat Henry Meese) dd̄s warr^t aḡst Zachary Wade, & Anne Smith Executo^{rs} of John Wade Chyrurgeon deceased.
war^t to y^e Sheriffe of S^t maries County to arrest &c: Ret. next Prou: Court 28th ffeb. ut suprā.

Joseph Edmonds dd̄s war^t aḡst M^{rs} Anne Tilney Execut^r of Richard Hotchkeys deceased. Accōn Case.
War^t to y^e Sheriffe of S^t maries County to arrest &c: Ret. next Prou: Court 28th ffeb. ut suprā.

Thomas Turner dd̄s war^t aḡst Thomas Stone Execut^r of Cap^t Will^m Stone deceased to answere his Complaint in Chancery.
War^t to Sheriffe Charles County &c: Ret. ut suprā
Summon to Sheriffe to warne James Langworth to testify in ditt sub. pœn. 500^l Tob. Ret. ut suprā.

John Collins dd̄s war^t aḡst Elizabeth Potter.
war^t to Sheriffe S^t Maries County to arrest &c: Ret. next Prou: Court 28th ffeb.
Summons to Id. Sheriffe to warne Marks Pheypo & James Owsey to testify in ditt. 500^l Tob. pd Eliz Potter.

Cap^t Thomas Cornewaleys (p^r Attornat John Abington) dd̄s war^t Liber P.C.R.
aḡst John Shirtcliffe. accōn Debt 1500^l Tob.

War^t to y^e Sheriffe S^t Maries County to arrest &c: Ret. next
Prouinciall Court 28th ffeb. ut suprà.

Anne Tillney (Execut^x of Rich: Hotchkeys deceased) dd̄s war^t
aḡst John Shirtcliffe accōn de[bt]

War^t to Sheriffe S^t [Mari]es County to arrest &c: Ret. next
Prou: Court . . .

Daniel Clocker dd̄s war^t aḡst Symon Ouerzee accōn Case. p. 332
war^t to y^e Sheriffe S^t Maries County to arrest &c: Ret. next
Prou: Court 28th ffeb. ut suprà.

Cap^t Thomas Cornewaleys (p^r Attornat John Abington) dd̄s war^t
aḡst Henry Spink accōn Debt of 350^l Tob.

war^t to y^e Sheriffe S^t Maries County to arrest &c: Ret. next
Prou: Court 28th ffeb. ut suprà.

Marke Pheypo dd̄s war^t aḡst Will^m Smoote. accōn Case.

War^t to Sheriffe Charles County to arrest &c: Ret. next Prouin:
Court 28th ffeb. ut suprà.

Coth Natheniele Vtye dd̄s war^t aḡst James Mackfeild. accōn debt.

War^t to Sheriffe Anarundel County to arrest &c: Ret. next
Prou: Court 28th ffeb. ut suprà.

Peter Yeates (p^r Attornat Thomas Pawlett) dd̄s war^t aḡst Sarah
Marsh y^e Relict & Adm̄istr^x of Thomas Marsh deceased accōn debt
10000^l Tob.

War^t to Sheriffe Anarundell County to arrest &c: Ret. next
Prou: Court 28th ffeb. ut suprà.

M^r John Bateman merch^t dd̄s war^t aḡst Richard Lee. accōn debt.

War^t to Sheriffe Caluert County to arrest &c: Ret. next Prou:
Court 28th ffeb. ut suprà.

Thomas Seamour dd̄s war^t aḡst Michaël Baysey accōn Trespasse.

War^t to Sheriffe Caluert County to arrest &c: Ret. next Pro-
uinciall Court 28th ffeb. ut suprà.

Alexander Anderson dd̄s war^t to Richard Sallock.

Whereas Alexander Anderson hath Complayned to mee y^t Cap^t
Richard Sallock now Mate of y^e ship Concord had hyred a Sloope
of y^e s^d Anderson about March last for a Certaine quantity of sugar
for a weeks time. Att y^e end of w^{ch} time y^e s^d Anderson demanded
his s^d Sloope, but was delayed by y^e s^d Sallock & y^e s^d Sloope longer

Liber P.C.R. deteyned & in y^e end sent home much damnified. And whereas there was some Tob . . . s^d Sullocks by y^e s^d Anderson in Virginia attached Whereuppon Orde[r] . . . eeded from y^e Court of Nansa-
 p. 333 mond to veiw the dammage of y^e s^d Andersons Sloope by y^e s^d Sullocks deteinem^t & ill usage sustayned. & the s^d Sullock being into this Prouince out of y^e reach of y^e s^d Court escaped.

These are therefore &c: to arrest &c: & him in safe Custody Keepe, till hee shall by himselfe or Attorney (of whom yo^a are to take sufficient security to satisfy & abide y^e Judgm^t of yo^r Court) answere y^e suite of y^e s^d Alexander &c: Gy:&c: 14 Jan.

To y^e Sheriffe of Anarundel & Philip Caluert
 Caluert County their Dep^{ty} or Dep^{ty}s
 or eyther of them.

ffebuary 4th

Whereas I am gyuen to understand that Richard Sullock. mate of y^e Concord of Bristoll, & Peter Satchfeild a Seaman belonging to y^e John of London, Cap^t Rob^t Morris Commander doe lurke on board y^e s^d Ship called y^e Concord of Bristoll, thereby Keeping themselves from being arrested, the one att y^e suite of Alex: Anderson the other att y^e suite of his Commander Cap^t Rob^t Morris.

These are therefore to command in y^e L^d Prop^{rs} name. That neither the Master of y^e s^d Ship called y^e Concord of Bristoll, nor any other doe attempt to carry y^e s^d Rich: Sullock, & Peter Satchfeild, or eyther of them out of this Prouince, before they haue gyen security to answere y^e s^d respectiue suites of Alex: Anderson & Rob^t Morris, or otherwise made them satisfaction. as they will answere y^e contrary att their peace. Gyuen under my hand this 4th day of ffeb. 1659.

Philip Caluert.

Augustine Herman dd^s Attatchm^t agst y^e Estate of Maior John Billingsley for 5000^t Tob.

Writt Attatchm^t to y^e Sheriffe of Caluert County &c: Ret next Prou: Court ut suprà.

Cap^t Miles Cooke dd^s war^t agst Rich: ffoster accōn Debt. 2400^t Tob. war^t to Sheriffe S^t Maries County, or John Hart to arrest &c: Ret. next Prou: Court 28th ffeb. ut suprà.

Cap^t Miles Cooke dd^s war^t agst Philip Caluert Esq^r. Accōn Case.

Summons to answere. &c:

Cap^t Miles Cooke dd^s war^t agst Humphrey Attwicke. accōn Debt. War^t to Sheriffe Char[les] County to arrest &c: Ret next . . .

p. 334 Edward Prescott merch^t dd^s war^t agst John Pille, Daniel Johnson, Edward Philpott, Will^m Craford, Will^m Hall, John Webb, George

Thompson, Henry Lilly, Arthure Turner, Walter Gwest, George Liber P.C.R.
Short, & Adam Christian accōns Case.

War^t sig^d by Gou^r to y^e Sheriffe of Charles County to arrest &c:
Ret next Pro: Court 28th ffeb. att M^r Gerards.

Will^m Bretton (Admīstrato^r of Benjamin Gill deceased) dd̄s
war^t agst Edmond Lindsey accōn Debt 2000^l Tob.

War^t to Sheriffe Charles County to arrest &c: Ret next Prou:
Court holden 28th ffeb. ut suprà.

Will^m Bretton (Admīstrato^r of Benjamin Gill deceased) dd̄s war^t
agst James Lindsey accōn Debt & Case 10000^l Tob.

War^t to Sheriffe Charles County to arrest &c: Ret next Prou:
Court 28th ffeb. ut suprà.

Edmond Lindsey dd̄s war^t agst Cap^t William Battin accōn Case
500^l Tob.

War^t to Sheriffe Charles County to arrest &c: Ret. next Prou:
Court holden 28th ffeb. ut suprà.

Teage Corwin dd̄s war^t agst Will^m Smoote & Thomas Mitchell
accoñ Debt.

War^t to sheriffe of Charles County to arrest &c: Ret next Prou:
Court held 28th ffeb. ut suprà.

Cap^t Samuel Tilghman dd̄s war^t agst John Chear ma^r accōn Debt.
480^l Tob.

War^t to Sheriffe Charles County to arrest &c: Ret. next Prou:
Court holden 28th ffeb. ut suprà.

John Walton dd̄s war^t agst Edward Prescott merch^t. accōn Case.
3000^l Tob.

War^t to Sheriffe Charles County to arrest &c: Ret next Prou:
Court holden 28th ffeb. next ut supra.

Joseph Rock (p^r Attornāi Richard Moore) dd̄s war^t agst Cap^t
Will^m Battin accōn Debt. of 40^l sterl.

War^t to Sheriffe Charles County to arrest &c: Ret next Prou:
Court 28th ffeb. ut suprà.

Richard Smith dd̄s war^t agst Cap^t Will^m Battin. accōn Case.
war^t to Sheriffe Charles County &c: Ret. ut suprà.

Summons . . . Sheriffe to warne Rob^t Robins & George . . .

Randall Hanson dd̄s war^t agst M^{rs} Anne Broadhurst. accōn Debt. p. 335
war^t to sheriffe S^t maries County to arrest &c: Ret. next Prou: ffebruary
Court att New-Towne 28th ffeb. next. 14th

Liber P. C. R. Thomas Ticknor (p^r Attornat Cap^t Samuel Tilghman) dd^s war^t
 ffebruary 28th ag^t Zachary Wade, Admⁱstrato^r of John Wade Chyrurgeon de-
 ceased, acc^on Debt 100^l strl^d.

Summons to Sheriffe S^t maries County to answer &c:

Hugh Stanley dd^s writt ag^t Cap^t Samuel Tilghman.

Summons to Cap^t Tilghman to answer y^e Bill of Compl^t of y^e
 s^d Stanley in Chancery this Court.

These are to impower James Langworth of S^t Maries Gentⁿ or
 any other person whom y^e s^d Longworth shall appoynt to marke an
 Oake, in y^e roome of y^e Ash, w^{ch} was mistaken for an Oake, being
 the Bownd Tree there to Land, surueyed for John Jarbo Gentⁿ.
 Prouided y^e Oake bee not aboue Twenty paces from y^e Ash all-
 ready marked.

Octob^r y^e 6th Año Dñ 1659

Josias ffendall

George &
 ffancis
 Beckwith ac-
 knowledged
 a fine &
 Resuruey of
 this Land in
 open Court
 W^m Bretton.

Know all men by these p^rnts y^t Wee George Beckwith of Patux^t
 Riuer in y^e Prouince of Maryland Plant^r doth wth y^e consent of
 ffancis his Wife, for a ualuable considera^on of Tob. as by Bill
 will apeare. Doe bargaine, sell & make sale of one Certaine Neck
 of Land, lying & being in our Manno^r of S^t Josephs, on y^e Sowth
 side of Patux^t Riuer. Commonly called & Knowne by name of
 Backbeer neck. I say doe fully & absolutely make sale of this afors^d
 Neck of Land unto James Mulliken of y^e same Prouince Plant^r to
 him his heyres, Executo^{rs}, Admⁱstrato^{rs}, or Assignes for euer. To
 haue & to hold wth all appurtinances thereunto belonging. Being
 bounded on y^e East wth Patux^t Riuer. On y^e West wth a back Crecke.
 On the other side wth marked Trees, running out into y^e woods:
 ending wth a small Beech. On y^e other side beginning att a greate
 Swamp att a White Oake, & slanting ouer to another White Oake:
 soe running out wth marked Trees till it end att a Gume for an
 Outlett. With Warranty from us Our heyres Executo^{rs} Admⁱ-
 strato^{rs} or Assignes ag^t all persons that may or shall claime any
 Right thereunto, by from or under us, or other wayes clayming
 tittle thereunto. Sauing only to bee holden of us & our heyres as of
 Our Manno^r of S^t Josephs only for paying y^e quantity of One
 Bushell of Corne, or else Tob to y^e ualew. In wittnes whereof Wee
 doe here intchangeably sett Our hands this first of August 1659.

Test . . .

George Beckwith

p. 336 These p^rnts wittnes y^t I Will^m Bretton of Little Brittain in y^e
 Prouince of Maryland gentⁿ for & in considera^on of a marriage to
 bee p^rformed & celebrated betweene M^{rs} Temperance Jay on y^e one
 part & my selfe on y^e other. Haue assigned & made ouer, & doe
 hereby assigne & make ouer unto Cuthbert ffenwick of S^t Maries in
 Maryland gentⁿ & Thomas Mathewes of y^e same place Chyrurgeon

to y^e use of y^e s^d M^{rs} Temperance Jay for & during her naturall life & for & in leiu of a Joynture & maintenance for her selfe, in case shee shall out liue mee: And towards & for a portion or portions for such Child or Children (if any) as it shall please god to giue betweene her & mee, all y^e p^rticulars of howses, Lands, goods, cattle & chattells hereafter sett downe & expressed. (Viz) My now dwelling howse in Little Brittain aforesd wth fowre hundred Acres of Land next thereunto adioyning. Also one Black-browne Cow (named Browning) cropd both eares. Also one reddish-browne Cow (named Chesnutt) slitt both eares. Allso one other reddish-browne Cow (named Cherry) & one Black Cow (named Collier) both of my owne proper marke. Allso one Red heifer, cropd y^e left eare, wth two slitts in y^e Crop & a hole in y^e right eare, & underkeeld. Allso one other yeareling blackish heifer of my owne marke. Allso Two Cow calues of this p^rnt yeare of my owne marke (the right eare being slitt att y^e deliuey) wth all the encrease, w^{ch} shall from y^e day of y^e date hereof arise, of y^e s^d Cattle Reseruing notwthstanding out of y^e s^d Cattle, unto my selfe, during my owne naturall life, the milke of y^e s^d Cattle, & y^e male encrease toward y^e charge of my howse Keeping. Also my owne best Bed wth all its furniture Allso y^e one halfe of all other my now howsehold goods (a p^rticular of w^{ch} subscribed wth my owne hand, I haue att y^e ensealing hereof, together herewth deliuered to them y^e s^d Cuth: ffenwick & Tho: Mathewes for y^e use as aforesd And I doe further Couen^t to & wth y^e s^d Cuth: ffenwick & Tho: Mathewes on y^e behalfe of M^{rs} Temperance Jay. That it shall bee lawfull to her, her assignes (att any time wthin one yeare after my decease,) to take & possesse themselves to her sole & proper use, of y^e one halfe of all the stock of hoggs, w^{ch} I shall dye seized of. They y^e s^d Cuth: ffenwick, and Tho: Mathewes to stand seized of all y^e s^d p^rticulars to y^e use aboues^d, & to none other. And if shee y^e s^d Temperance Jay shall chance to dye before mee, then they are to hold y^e same to raysing portions for such Children as god shall haue gyuen betweene her y^e s^d Temperance Jay, and mee And in case of noe Children remayning betweene her & mee, then they are to . . . mee, & my lawfull heyres, or mine, or their assignes. To all which wittnes my hand & Seale p. 337
this 10th day of July 1651.

Sealed & Deliuere in p^rnce of

Giles Brent

Margarett Brent

John Rookewood

The mark of

Clouis X maze.

Will^m Bretton.

Sea X le.

These p^rnts wittness y^t I Will^m Bretton of Little Brittain Maryland gen^t haue agreed, couenanted, & graunted, & doe hereby agree

Liber P.C.R. couenant & graunt to & wth Cuthbert ffenwick of Maryland gentⁿ & Thomas mathews of Maryland aforesd Chirurgion in consideraõn of marriage to bee betweene mee & M^{rs} Temperance Jay & for her better maintenance after y^e s^d marriage performed & celebrated betweene us. That whereas shee y^e s^d Temperance Jay is possest of right to an Annuity of Twenty pownds per Annũ, out of certaine Lands in Virginia apperteyning, or w^{ch} haue apperteyned unto Cap^t George Eueling. That shee y^e s^d Temperance Jay shall from time to time during her Naturall life & according to her power before marriage wth mee, by her selfe or her assignes haue full power to receaue y^e s^d annuity, & all parts, parcells & arreares thereof, & to dispose of it, as shee shall like best. And that all receipts or acquittances gyuen by her or her assignes for y^e same or any part of it, shall stand good in Law agst mee, my heyres Executo^{rs}, Admis-trato^{rs}, or assignes. Wittnes my hand & Seale this 10th day of July 1651.

Will^m Bretton.

Sealed & deliuered in p^rnce of

Se X ale.

Giles Brent

Marg: Brent

John Rookewood

The mark of

Clouis + maze.

To all to whom these presents shall come. Wee George Beckwith of y^e Prouince of Maryland in y^e County of Petuxt & ffancis his Wife send greeting. Know yee y^t Wee y^e s^d George & ffancis Beckwth for a ualuable consideraõn to us in hand payd, haue gyuen, graunted, bargayned, sould, assigned, & sett ouer unto Richard Keene of y^e Prouince and County aforesd Plantⁿ & by these p . . . ents doe
 p. 338 for us, & eyther of us, our or eyther of Our heyres, fully, freely, & absolutely giue, graunt, bargain sell, assigne, & sett ouer unto y^e s^d Richard Keene all our & eyther of our right my tytle, interest, claime, & demand whatsoeu^r, of, in, and to one Neck of Land commonly called y^e Cabbin Creeke Necke: Lying & being in St Josephs manno^r ouer agst Poynt Patience on y^e South side of Patuxt Riuer; Surueyed & layd out for fowrescore Acres more or lesse To haue & to hould y^e s^d neck of Land wth all y^e Timber, Trees, & all other appurtenances whatsoeuer thereunto belonging. With all our and eyther of Our rights, tytle & interest thereunto unto y^e s^d Richard Keene his heyres or Assignes for euer. With Warranty agst us the s^d George Beckwth & ffancis Beckwith & our heyres, & all persons Clayming, or y^t shall or may claime any right, tytle, interest, by from or under us, or eyther of us, or any other way whatsoeuer. In wittnes whereof wee haue hereunto sett our hands & Seales this 27th day of Aprill 1658.

The words (for a ualuable Consideraōn to us in hand payd) Liber P.C.R.
 were interlyned wth y^e mutuall consent of y^e abouenamed George
 & ffrancis Beckwith

Signed Sealed & deliuered in
 the presence of us
 Thomas Turner.
 Philip Hide
 Empror Smith
 James Barhem.

Geo: Beckwith
 The marke of
 ffrancis X Beckwith.
 Sea X le.
 Sea X le.


George & ffrancis Beckwith declared this to bee their deed in open
 Court, & acknowledged a fine & Recouery Touching this Land.
 Will^m Bretton.

To all to whom these presents shall come, Wee George Beckwith
 of y^e Prouince of Maryland Plant^r & ffrancis his Wife, y^e late
 daughter of Nicholas Haruey of y^e sayd Prouince send Greeting.
 Know yee y^t Wee y^e s^d George Beckwith & ffrancis Beckwith, for
 a ualuable Consideraōn to us in hand payd haue gyuen, graunted,
 bargayned, sould assigned, & sett ouer: & by these p^rnts doe for us,
 & eyther of us, our, & eyther of Our heyres, fully, freely & absolutely
 giue, graunt, bargayne sell assigne & sett ouer, unto Ishmaël Wright,
 William Stockden, and Guy White, of y^e afores^d Prouince Planters
 all, our, & eyther of our right, tytle, interest, claime & demand.
 whatsoeuer, of, in, & to One Parcell of Land, be . . . Surueyed &
 Layd out for one hundred & Eighty Acres of Land more, or lesse. p. 339
 together wth y^e howse, & all other howses Edifices, buildings, Trees,
 Timber, & all other Rights members appurtenances whatsoeu^r there-
 unto belonging. Which s^d Plantaōn is scituate lying & being be-
 tweene. y^e Plantaōn of Abdolo Martin & Richard Keene, on y^e South
 side of Patux^t Riuer, in S^t Josephs manno^r, ouer agst Poynt Pa-
 tience, Commonly called & Knowne by y^e name of S^t Josephs Poynt.
 To haue & to hold unto y^e s^d Ishmaël Wright, Will^m Stockden, &
 Gwy Whyte their heyres, & assignes for euer, y^e s^d Plantaōn, & all
 our, & eyther of our right, tytle & interest thereunto. With warranty
 agst us y^e s^d George & ffrancis Beckwith, our, and eyther of our
 heyres, & all persons clayming, or y^t shall or may claime, any right
 tytle, or interest, by, from, or under us, or eyther of us, or any other
 persons whatsoeuer, any wayes clayming right thereunto. In wittnes
 whereof Wee haue hereunto sett Our hands and Seales this 7th of
 Decemb^r Anō Dñi 1658.

The words (for a ualuable Consideraōn to us in hand payd
 were written before signing & Deliuery

Signed, Sealed & Deliuered
 in y^e presence of
 James Barham
 Henry Heylin.

George Beckwith
 Se + ale.
 The marke of
 ffrancis X Beckwith
 Se X ale.

Liber P.C.R. This Indenture made the thirtieth day of Aprill 1655. Betweene James Walker of Wicocomoco & Christopher Carnall of Wicocomoco afores^d in y^e Prouince of Maryland Plant^{rs}. Wittneseth That the sayd James Walker hath for a ualuable Consideraōn bargayned & sold, & by these p^rsents doth bargaine & sell unto y^e s^d Christopher Carnall One parcell of Land scituate, lying & being on y^e Prouince of Maryland. Bounded att a marked Oake att y^e side of a Runne, & soe uppon a streight line to y^e Land of Thomas Mitchell up y^e Hills to another marked Tree opposite to y^e first. Cont. by Estimāon Two hun^d Acres bee it more or lesse. To haue & to hold y^e s^d Parcell of Land wth all Benefitts & Commodities in as full & ample manner, as hee y^e s^d James Walker might or ought to haue do[ne] by Vertue
p. 340 of his Patent, unto him the sayd Christopher Carnall his heyres & assignes from y^e date hereof for euer, yeilding & paying therefore yearly att y^e Natiuity of Our Lord & Sauour ffowre shillings of good & current English money, or Two Bushells of good sownd Corne, att y^e now dwelling howse of y^e s^d James Walker, his heyres or assignes. And in Case hee shall, or his heyres or assignes make sale thereof, the first profer to bee made to y^e s^d James Walker. and his or his heyres refusall only to bee capable to sell y^e same. In Testimony whereof y^e parties aboues^d to these p^rnts interchangeably haue sett their hands y^e day & yeare first aboue written.
Sealed & deliuered in y^e p^rnce of
The marke of
John  Gouldsmith
The marke of
Edward E. P. Philpott.

James Walker.
Se + ale

The seuerall assignm^{ts} on y^e Backside of this Indenture are as ffolloweth (Viz)

I Christopher Carnall doe assigne all my right & tyle of this Condi^cōn to Will^m Herd & Richard Noris, them their heyres & assignes. As wittnes my hand the 24 of April 1656.

Wittnesses

Will^m  marshall

his marke

John Douglas.

Christopher O Carnall.
his marke.

Bee it knowne to all men by these p^rnts That I Christopher Carnall doe assigne ouer to Will^m Herd & Richard Moris all my right & tyle of this Condi^cōn, as wittnes my hand this present 24 of Aprill 1656.

Wittnessed by me

Robert Robins

John Douglas.

Christopher O Carnall.
his marke.

Bee it Knowne to all men by these p^rnts That Wee Will^m Herd & Richard Moris doe assigne ouer to John Moris & Giles Tomkins all our right & title of this Condi^cōn, as Wittnes our hands this present 27 of July 1656. Liber P.C.R.

Wittnes by Us

John Douglas

Peter  Carre

his marke.

Will^m H Heard

his marke.

Richard R Mores

his marke.

Know all men by these p^rnts That I John morris of y^e Prouince of Maryland Plant^r, doe assigne all my right, tytle & claime unto a Condi^cōn herein specifyed from mee my heyres, Executo^rs, Adminis-
trato^rs for euer, unto him y^e afores^d G . . . le . . . Tomkins
Plant^r of Maryland afores^d & to his heyres

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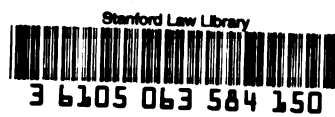
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